

Tom  
S. B.  
Lee

ACTS  
SPECIAL AND GENERAL  
AFFECTING  
THE GRAND JUNCTION RAILWAY  
COMPANY.

---

COMPILED UNDER THE DIRECTION OF  
E. O. BICKFORD, ESQ.,  
MANAGING DIRECTOR.

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TORONTO:  
HILL AND WEIR, PRINTERS, 15, 17, AND 19 TEMPERANCE STREET.  
1881.

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ACTS

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THE GRAND JURY

COMMISSION

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## NOTE.

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The GRAND JUNCTION RAILWAY was incorporated in 1852—the same year as the Grand Trunk—by 16 Vic. c. 43, as an independent line, having power to build “on or over any or all of the three following sections: that is to say, on and over any part of the country lying between Belleville and Peterborough, and thence from the said town of Peterborough south-westerly to the city of Toronto, or to some point east of the said city of Toronto, to intersect the main Trunk Line of Railway proposed to be constructed, and also from Peterborough, aforesaid, or some point west thereof on the preceding section, to such place on Lake Huron as may be decided by the Company.”

No steps seem to have been taken by the promoters of the Charter towards constructing the road, and two years later, by the “Grand Trunk Railway Act of 1854,” (18 Vic. c. 33) we find the Grand Junction with a number of other railroads incorporated in the Grand Trunk system, in pursuance of an agreement of 12th April 1853, which agreement, however, is not set out in the act in question.

Beyond some plans and preliminary surveys, the Grand Trunk Company does not seem to have availed itself of the acquisition of the Grand Junction Charter, and thus the project lay in abeyance until 1870, when, the former Company assenting to the transfer, the Grand Junction Charter was, by Stat. Can. 33, Vic. c. 53, re-invested in new Provisional Directors, and the road regained its independent status.

Both the original Charter and this revival act are expressed to be repealed by Ont. Stat. 37, Vic. c. 43 (1874), which, however, provides in its first section that “all the rights, powers and privileges intended to be vested in the Grand Junction Railway Company, under the several Statutes passed by the Parliament of the late Province of Canada, by the Parliament of the Dominion of Canada, and by the Legislature of the Province of Ontario, relating to said Company, are hereby declared to be vested in the shareholders of the said Company.”

This Act then goes on to consolidate and amend the enactments relating to the Company, and its effect would seem to be that the three Statutes of 1852, 1870 and 1874, are to be read together for the purpose of determining the powers, rights and privileges of the Company as it now exists. If this is the correct interpretation of the Legislation which has taken place, the result would appear to be that the original discretion with regard to route given by the Company is revived and capable of being acted upon.

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An Act to incorporate The Grand Junction Rail-road Company.

Stat. Can. 16 Vict. Cap. 43.

[Assented to 10th November, 1852.]

**W**HEREAS George Benjamin, Esquire, Warden of the Preamble,  
County of Hastings, William Hamilton Ponton, Esquire,  
Mayor of the Town of Belleville, James Ross, of Belleville,  
Esquire, and others, have petitioned the Legislature to incor-  
porate a Company to construct a Rail-road from Belleville to  
Peterborough, and thence, to the City of Toronto, or to some  
point East of the said City of Toronto, to intersect the Main  
Trunk Line of Rail-way proposed to be constructed, and also  
from Peterborough or some point west thereof on the preceding  
section to such place on Lake Huron as may be decided  
upon by the said Company, and it is expedient to grant the prayer  
of the said Petitioners: Be it therefore enacted by the Queen's  
Most Excellent Majesty, by and with the advice and consent of  
the Legislative Council and of the Legislative Assembly  
of the Province of Canada, constituted and assembled by  
virtue of and under the authority of an Act passed in the  
Parliament of the United Kingdom of Great Britain and  
Ireland, and intituled, *An Act to re-unite the Provinces  
of Upper and Lower Canada, and for the Government of  
Canada*, and it is hereby enacted by the authority of the same,  
That John George Bowes, Thomas G. Ridout, William Fa-  
bian Meudell, of Toronto, Esquires, Edmund Barney, Peter  
Robertson, George Benjamin, Henry Bull and James Ross, of  
Belleville, Esquires, James Sanson the elder, of Orillia, Es-  
quire, Kenneth Cameron, of Thorah, Esquire, John Langton,  
George Barker Hall and Thomas Short, of Peterborough,  
Esquires, with all such other persons or Corporations as shall  
become Shareholders in such Joint Stock Company as is herein-  
after mentioned, shall be and are hereby ordained, constituted  
and declared to be a Body Corporate and Politic in fact, by  
and under the name and style of "The Grand Junction  
Rail-road Company." Certain per-  
sons incor-  
porated.

II. And be it enacted, That the several clauses of the "Rail-  
way clauses consolidation Act," with respect to the first, second, Certain  
clauses of 14  
& 15 Vic.  
c. 51, incor-  
porated with  
this Act,  
third and fourth clauses thereof, and also the several clauses of  
the said Act, with respect to "Interpretation," "Incorporation,"  
"Powers," "Plans and Surveys," "Lands and their Valuation,"  
"Highways and Bridges," "Fences," "Tolls," "General Meet-  
ings," "Directors, their election and duties," "Shares and  
their transfer," "Municipalities," "Shareholders," "Actions for  
Indemnity, and Fines and Penalties, and their prosecution,"  
"Working of the Rail-way," and "General Provisions," shall  
be incorporated with this Act, save in so far as they are ex-  
pressly varied by any clause or provision hereinafter con-  
tained; subject always to the following modification of the  
ninth sub-section of the clause of the said Act, headed "Plans

and Surveys," that is to say, that lands to the extent of twenty acres may be taken by the said Company without the consent of the owner thereof, but subject to the provisions of the said Act in that behalf for Stations, Depots, or other works in any City or Town, containing more than five thousand inhabitants, that a like extent may be so taken at Peterborough, and that fifty acres may be so taken at the Terminus on Lake Huron.

Where the  
Railway  
shall be made.

Proviso.

Conveyances  
to the Com-  
pany to be in  
a cert- in form.

Fee to Re-  
gistrar.

Capital Stock.

III. And be it enacted, That the said Company and their Agents or Servants shall have full power under this Act, to lay out, construct, make and finish a double or single Iron Railroad or Way, at their own cost and charges, on or over any or all of the three following sections, that is to say, on and over any part of the Country lying between Belleville and Peterborough, and thence from the said Town of Peterborough, south-westerly, to the City of Toronto, or to some point east of the said City of Toronto, to intersect the Main Trunk Line of Rail-way proposed to be constructed, and also from Peterborough aforesaid, or some point west thereof on the preceding section, to such place on Lake Huron as may be decided upon by the said Company: Provided always, that the said Company shall first obtain the sanction and approval of the Government, to the line selected by them for the location of the said Road, and to the plans and specifications thereof, and that the said Company shall construct the said Rail-way on the line and in the manner approved of by the Government.

IV. And be it enacted, That all Deeds and Conveyances for lands to be conveyed to the said Company for the purposes of this Act, shall and may, as far as the title to the said lands or the circumstances of the party making such conveyances will admit, be made in the form given in the Schedule of this Act marked A. And for the purpose of a due enregistration of the same, all Registrars in their respective Counties are hereby required to procure a Book with copies of the form given in the said Schedule A, one to be printed on each page, leaving the necessary blanks to suit the separate cases of conveyance, and in the said Book to enter and register the said Deed upon production thereof, and proof of execution, without any memorial, and to minute such entry on the said Deed. And the said Company are to pay the said Registrars for so doing the sum of Two Shillings and Six Pence, and no more, which said enregistration shall be held and deemed to be valid in Law; the provisions of any Act for the enregistration of Deeds, now in force in this Province, to the contrary notwithstanding.

V. And be it enacted, That the Capital Stock of the said Company shall not exceed in the whole the sum of One Million Pounds sterling, to be divided into Fifty Thousand Shares of Twenty Pounds sterling each, which amount shall be raised by the persons above named, or some of them, together with such other persons and Corporations as may become Shareholders.

ers in such Stock and the said money so raised shall be applied, in the first place, towards the payment and discharge of all fees, expenses and disbursements for procuring the passage of this Act, and for making the Surveys, Plans and Estimates connected with the Rail-way, and all the rest and remainder of such money shall be applied towards making, completing and maintaining the said Rail-way and other purposes of this Act, and to no other purpose whatever: <sup>Application thereof.</sup> Provided always, that until the said preliminary expenses connected with the said Rail-way shall be paid out of the Capital Stock thereof, it shall be lawful for the Municipality of any County, City or Town on the Line of the said Road, to pay out of the General Funds of the said Municipality, their fair proportion of such preliminary expenses, which sum shall be refunded to such Municipality from the Stock of the said Company, or be allowed to them in payment of Stock. <sup>Proviso.</sup>

VI. And be it enacted, That John G. Bowes, Thomas G. Ridout, William Fabian Meudell, Edmund Murney, George Benjamin, Henry Bull, James Ross, Peter Robertson, James Sanson the elder, Kenneth Cameron, John Langton, George Barker Hall, and Thomas Short, shall be and are hereby constituted and appointed the first Directors of the said Company, and shall hold their office until others shall under the provisions of this Act be elected by the Shareholders, and shall until that time constitute the Board of Directors of the said Company, with power to open Stock Books and make a call on the Shares subscribed in such Books, and call a meeting of Subscribers for the Election of Directors in manner herein-after provided. <sup>First Directors named.</sup>

VII. And be it enacted, That the said Directors are hereby empowered to take all necessary measures for opening the Stock Books, for the subscription of parties desirous to become Shareholders in the said Company, and to determine and allot to parties subscribing for Stock in the said Company, the number of shares, (if any,) that parties so subscribing, may have and hold in the Capital Stock aforesaid; <sup>Subscription Books to be opened.</sup> Provided always, that no subscription in the said Stock Books shall create the party or parties so subscribing, a partner or partners in the said Company, without and until the authorization thereof by the Directors of the Company for the time being; <sup>Proviso.</sup> Provided also, that no such approval or authorization as aforesaid, shall be required to confirm the subscriptions of Municipalities or other Corporate Bodies empowered to take Stock in Rail-way Companies. <sup>Proviso.</sup>

VIII. And be it enacted, That the said Directors shall cause an entry to be made in the Records of their proceedings and in the Shareholders' Book, of the Stock so allotted and assigned to parties subscribing as aforesaid, and the Secretary of the said Company shall notify the respective parties, in writing, of such allocation and assignment. <sup>Entry of allotments of shares.</sup>

Effect of such entry.

IX. And be it enacted, That upon such entries being made, the rights and liabilities of such Shareholder or Shareholders shall accrue in respect of his, her or their particular interest in the said Company.

First General Meeting, and election of Directors.

X. And be it enacted, That when and so soon as one-fifth of the said Capital Stock shall have been subscribed, allotted and authorized, it shall be lawful for the said Directors, or a majority of them, to call a Meeting of the holders of such shares, at such place and time as they shall think proper, giving at least fifteen days' public notice of the same, in one or more newspapers published in the City of Toronto, and in the Towns of Peterborough and Belleville, at which said General Meeting, and at the Annual General Meeting in the following sections mentioned, the Shareholders present, either in person or by proxy, shall elect twelve Directors, in manner as hereinafter mentioned, of whom six Directors shall be chosen by Municipal Corporations being Shareholders, according to the scale of votes hereinafter mentioned, and six by private Shareholders; which said twelve Directors shall hold office until the first Monday in June following.

Term of Office.

Annual General Meetings.

XI. And be it enacted, That on the said first Monday in June, and on the first Monday in June in each year thereafter, or on such other day and at such place as shall be appointed by any By-law, there shall be chosen by the Shareholders twelve Directors, in manner hereinafter mentioned; and public notice of such Annual Election shall be published one month before the day of Election, in the *Canada Gazette*, and also, once at least, fifteen days before the Election, in one newspaper in each City or Town or County on the line of Road: And all Elections for such Directors shall be by ballot, and the persons who shall have the greatest number of votes, at any Election, shall be the Directors, and if it shall happen that two or more shall have an equal number of votes, the Shareholders shall determine the Election by another or other votes, until a choice is made; and if any vacancy shall at any time happen among the Directors by death, resignation, or otherwise, such vacancy shall be filled for the remainder of the year by a majority of the Directors, and that the said twelve Directors, shall form the Board of Directors.

Elections to be by ballot.

Vacancies how filled

Quorum of Directors  
Provido,

XII. And be it enacted, That a majority of the said Directors shall form a *quorum* for the transaction of business: Provided that the said Directors may employ one or more of their said number as paid Director or Directors.

Qualification of Directors.

XIII. And be it enacted, That the persons qualified to be elected Directors of the said Company under this Act, shall be any Shareholder holding at least twenty shares in the Stock of the said Company, who shall have paid up all calls on the said shares.

XIV. And be it enacted, That the Stock to be subscribed for by Municipal Corporations shall be represented by the Mayor, Warden or Reeve from time to time being of such Municipal Corporations subscribing to The Grand Junction Rail-road Company, or by such person to be appointed by such Municipal Corporations respectively; and that such Mayor, Warden or Reeve, or person deputed as aforesaid, shall, at the Election of six Directors to be chosen by Municipal Corporations as aforesaid, be entitled to vote in respect of the Stock subscribed for by such respective Municipal Corporations in the proportion following, that is to say: one vote for every Fifty Shares subscribed for by such Municipality: How Stock held by Municipalities shall be represented. Provided always, that on every occasion other than the election of Directors, the Mayor, Warden, Reeve, or person representing Municipalities, shall be entitled to the number of votes proportioned to the number of shares held by the Municipal Corporation to the same extent as private Shareholders. Proviso

XV. And be it enacted, That each Shareholder, holding less than two hundred Shares, shall be entitled to the number of votes proportioned to the number of Shares which he or they shall have had in his or their name at least two weeks prior to the time of voting; Proportion of votes to shares. Provided that no one Shareholder as aforesaid, shall have more than three hundred votes. Proviso. Provided also, that no Municipal Corporation, shall vote or be entitled to vote at any election of the six Directors to be chosen by the private Shareholders. And provided further, that no party or parties shall be entitled to vote at the Meetings of Shareholders who shall not have paid up all the calls due upon his, her or their Stock, or the Stock upon which such party claims to vote, at least eighteen hours before the hour appointed for any such Meeting.

XVI. And be it enacted, That it shall and may be lawful for the Directors at any time to call upon the Shareholders for such instalments upon each share which they or any of them may hold in the Capital Stock of the said Company in such proportions as they may see fit, so as no such instalment shall exceed ten per cent, giving at least one month's notice for each call, in such manner as they shall appoint. Calls on Stock.

XVII. And be it enacted, That it shall and may be lawful for the President and Directors of the said Company, from time to time to fix, regulate and receive the tolls and charges to be received for the transmission of property or persons on the said Road, subject always to the approval of the Governor in Council, as is provided by the Rail-way clauses consolidation Act: Tolls how fixed. Provided always, that in no case shall the amount charged for toll and charges, exceed, for First Class Passengers, two pence currency per mile, and for Second Class Passengers, one penny half penny currency, per mile, and for Third Class Passengers, one penny currency, per mile, and that one train, Proviso.

having therein Third Class covered passenger cars, shall be run over the said road throughout its length each way daily.

Part of s. 18  
of 14 & 15  
Vic. c. 51, not  
to apply.

XVIII. And be it enacted, That sub-section three of section eighteen of the Rail-way clauses consolidation Act, shall not be incorporated with this Act.

Company  
may be parties to promissory notes, &c.

XIX. And be it enacted, That the said Company shall have power to become parties to Promissory Notes, and Bills of Exchange for sums not less than twenty-five pounds, and any such Promissory Note, made or endorsed, and any such Bill of Exchange drawn, accepted or endorsed by the President of the Company, or Vice-President, and countersigned by the Secretary and Treasurer, and under the authority of a majority of a quorum of the Directors, is and shall be binding upon the said Company; and every such Promissory Note or Bill of Exchange, so made, drawn, accepted or endorsed by the President or the Vice-President of the said Company, and countersigned by the Secretary and Treasurer as such, either before or after the passing of this Act, shall be presumed to have been properly made, drawn and accepted or endorsed, as the case may be, for the Company, until the contrary be shewn; and in no case shall it be necessary to have the Seal of the Company affixed to any such Bill of Exchange or Promissory Note, nor shall the President, Vice-President or the Secretary and Treasurer of the Company so making, drawing, accepting or endorsing any such Promissory Note or Bill of Exchange, be thereby subjected individually to any liability whatever: Provided always that nothing in this clause shall be construed to authorize the said Company to issue any Note payable to Bearer, or any Promissory Note intended to be circulated as money or as the Notes of a Bank.

Proviso.

Company  
may take  
beach lots.

XX. And be it enacted, That it shall and may be lawful for the said Company to take and appropriate for the use of the said Rail-way, but not to alienate, so much of the wild land of the Crown, not heretofore granted or sold, lying on the route of the said Rail-way, as may be necessary for the said Road; as also, so much of the land covered with the waters of any river, stream, lake or canal, or of their respective beds, as may be found necessary for the making and completing, or more conveniently using the same, and thereon to erect such wharves, quays, inclined planes, bridges, cranes and other works, as to the Company shall seem meet: Provided always, that it shall not be lawful for the said Company to cause any obstruction in or to impede the free navigation of any river, stream or canal to or across which their Rail-way shall be carried: And if the said Rail-way shall be carried across any navigable river or canal, the said Company shall leave such openings between the piers of their bridge or viaduct over the same, and shall construct such draw-bridge or swing-bridge over the channel of the river or canal, and shall be subject to such regulations with

Provision for  
preventing  
obstruction to  
the naviga-  
tion of any  
River, &c.

regard to the opening of such draw-bridge or swing-bridge, for the passage of vessels and rafts, as the Governor in Council shall direct and make from time to time; nor shall it be lawful for the said Company, to construct any wharf, bridge, pier or other work upon the public beach or bed of any navigable river or stream, or upon the lands covered with the waters thereof, until they shall have submitted the plan of such work to the Governor in Council, nor until the same shall have been approved by him in Council as aforesaid.

XXI. And be it enacted, That the gauge of the said Rail-Gauge way shall be five feet six inches.

XXII. And be it enacted, That any Shareholder in the said Company, whether a British subject or alien, or a resident in Canada or elsewhere, has and shall have equal rights to hold stock in the said Company, to vote on the same, and be eligible to office in the said Company. Aliens may vote, &c.

XXIII. And be it enacted, That the Provincial Government may at any time after the commencement of the said Rail-way, assume the possession and property thereof, and of all the property which the said Company is empowered to hold and shall then have, and of all the rights and privileges and advantages vested in the said Company; all of which shall, after such assumption, be vested in Her Majesty, on the Government giving to the Company four months' notice of the intention to assume the same. Government may assume the Rail-road

XXIV. And be it enacted, That the Government shall, within four months after the Company shall render an account in writing of the amount of money expended by the said Company, and all their then ascertained liabilities, up to the time of such assumption, pay to the said Company the whole amount of the money so expended and of the liabilities so ascertained, together with interest at the rate of six per cent., and ten per cent. additional thereon after deducting the amount of any dividends before then declared, and the said Government shall also, from time to time, pay and discharge all liabilities of the Company not ascertained at the time of such assumption, as the same shall be established against the said Company. Provided always, That in case of a difference between the Government and the Company as to the amount so to be paid by the Government, such difference shall be referred to two Arbitrators, one to be named by the Government, the other by the Company; and, in case of disagreement, such difference shall be referred to an Umpire, to be chosen by the said Arbitrators before entering into the consideration of the said difference, and that the said award so made by the Arbitrators or the Umpire shall be final; and provided also that in case of refusal by the Company to appoint an Arbitrator on their behalf, the same shall be appointed by any two of the Judges of either of Compensation to be made in case of such assumption. Proviso. Proviso.

the Superior Courts of Common Law for Upper Canada on application of the Government.

### SCHEDULE A.

#### FORM OF CONVEYANCE.

Know all Men by these presents, that I, A. B., of  
(*here, name the wife if any*), do hereby in consideration of  
(*here the sum*) paid to me by The Grand Junction Rail-way  
Company, the receipt whereof is hereby acknowledged, grant,  
bargain, sell, convey and confirm unto the said The Grand  
Junction Rail-way Company, their Successors and Assigns for  
ever, all that certain tract or parcel of land situate (*here describe  
the land*) the same having been selected and laid out by the said  
Company for the purposes of their Road. To have and to hold  
the said land and premises, together with the hereditaments  
thereto, to the said The Grand Junction Rail-way Company,  
their Successors and Assigns for ever, (*here dower if any*).

Witness my Hand and Seal, this      day of      One  
thousand eight hundred and

L. S.

Signed, Sealed and delivered  
in presence of

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ACT.  
on

An Act to revive the Charter of the Grand Junction  
Railroad Company.

Stat. Can. 33 Vic. Cap. 53.

[Assented to 12th May, 1870.]

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y).  
One

**W**HEREAS, by an Act of the late Province of Canada, passed in the sixteenth year of Her Majesty's reign, chaptered forty-three, intituled, "An Act to Incorporate the Grand Junction Railroad Company," certain persons therein named, with all such other persons or corporations as should become shareholders in such Company as was therein mentioned, were ordained, constituted and declared to be a body corporate and politic in fact, by and under the name and style of the Grand Junction Railroad Company; And whereas after the passing of the said Act, the said Grand Junction Railroad Company became amalgamated with the Grand Trunk Railway Company of Canada, with the view of securing the construction of the said Grand Junction Railroad, under the auspices of the said Grand Trunk Railway Company, but the said Grand Trunk Railroad Company having declined the construction of the said Grand Junction Railroad, are willing and consenting to the Charter of the said Grand Junction Railroad being re-invested in and restored to those persons and corporations now interested in the construction of the said Grand Junction Railroad; And whereas Alexander Robertson, Mayor of Belleville, Thomas Kelso, President of the Board of Trade, William Fabian Meudell, Esquire, W. H. Ponton, Esquire, Abraham Diamond, Esquire, George Ritchie, Esquire, William Sutherland, Esquire, George Denmark, Esquire, and others, have petitioned, representing the foregoing facts and have prayed that an Act may be passed to revive the Charter of the Grand Junction Railroad Company, and to place the said Company in the same position as it held before its amalgamation with the Grand Trunk Railway Company of Canada, with power to make arrangements with the said Grand Trunk Railway Company of Canada for the use of part of their line, and for station and other accommodation at Belleville, and for other purposes connected with the same as hereinafter more fully set forth, and it is expedient to grant the prayer of the said Petition: Therefore, Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada enacts as follows:—

1. All the corporate powers, rights, and privileges vested in the Grand Junction Railroad Company, by virtue of the Act of the late Province of Canada, passed in the sixteenth year of Her Majesty's Reign, chaptered forty-three, and intituled: "An Act to incorporate the Grand Junction Railroad Company," shall be, and the same are hereby restored to and vested in William Fabian Meudell, Peter Roberts'n, Henry Bull, James Ross, William Hamilton Ponton, James Brown,

Charter of  
Grand Junction  
Railway  
Company  
revived, and  
vested in  
certain persons  
and  
others.

M.P., Hon. Robert Read, M.P., Hon. Billa Flint, Senator, Alexander Robertson, Mayor of the Town of Belleville, Thomas Kelso, Thomas Holden, Peregrine Maitland Grover, M.P., Charles Perry, M.P., Ketchum Graham, M.P.P., Henry Corby, M.P.P., George H. Boulter, M.D., M.P.P., John Carnegie, Jun., M.P.P., the Hon. James Cockburn, M.P. Speaker of the House of Commons, George Read, M.P.P., James S. Fowlds, Reeve of the Township of Percy, James Dinwoodie, Reeve of the Township of Seymour, James J. Farley, Reeve of the Township of Thurlow, Baltas Rose, Reeve of the Township of Sidney, Peter Chard, Reeve of the Village of Stirling, George Conley, Reeve of the Township of Rawdon, James Miller, Reeve of the Township of Otonabee, William W. Armstrong, Reeve of the Township of Belmont, George C. Choat, Reeve of the Township of Dummer, William Molnar, Reeve of the Township of Laro, Robert D. Rogers, Reeve of the Village of Ashburnham, W. H. Scott, Mayor of the Town of Peterborough, Hugh Jones, Reeve of the Township of Marmora, S. S. Peck, Warden of the County of Peterborough, Robert Cockburn, of Campbellford, and such other persons as shall become Shareholders in the said Company after the passing of this Act; and the said corporators in this Act named shall in all respects have and hold and exercise the said powers as fully as the parties originally named in the said Act sixteenth Victoria, chapter forty three, could and did hold and exercise the same; and all powers in respect of the subscribing for and holding of Stock in the said Company, and all other powers whatsoever by the said Act granted to Municipal Corporations and others, shall be continued by this Act, and may be exercised as fully and effectually as they might have been under the said Act; and the name of the said Company shall be the Grand Junction Railway Company.

Corporate  
name

New pro-  
visional  
Directors.

2. In place of the Directors named in the sixth section of the said charter of the said Grand Junction Railroad Company, the following persons shall be the Provisional Directors of the said Company; Hon. Billa Flint, William Hamilton Ponton, Alexander Robertson, Thomas Kelso, Abraham Diamond and Thomas Holden, of the Town of Belleville; George H. Boulter, of the Village of Sterling; John Carnegie, and W. H. Scott, of the Town of Peterborough; Robert Cockburn, of Campbellford; James S. Fowlds, of the Village of Hastings; James Dinwoodie, of the Township of Seymour; James Miller, of the Township of Otonabee; and Robert D. Rogers of the Village of Ashburnham.

Gauge, line  
&c.

3. The said Company shall have the right, notwithstanding anything in the said Act contained, to build the said Railway with such gauge, or such line, and in such manner as the Directors of the said Company may think best.

Powers of  
Directors

4. The Directors in this Act named shall have all the powers assigned to the Provisional Directors of the Company by the said Act, sixteenth Victoria, chapter forty-three.

5. The Capital Stock of the said Company shall be one million of dollars, to be divided into shares as in the said Charter provided. Capital stock.

6. When and so soon as one-tenth of the capital required by the said Act shall be obtained by the subscription of stock and bonuses from corporations or parties interested in the said line of Railway, or by the subscription of stock alone, the Directors in this Act named shall have all the powers mentioned in section ten of the said Act, sixteenth Victoria, chapter forty-three. And the first general meeting of the Company for the election of Directors shall be held as prescribed by section ten of the said Act. First general meeting for election of Directors.

7. It shall be lawful for the said Company and the Grand Trunk Railway Company of Canada, to make arrangements for the use of a part of the line of the said Grand Trunk Railway Company at or near Belleville, and for station accommodation and for such other purposes connected with the working of the traffic from one line to the other as the said two Companies may think for their mutual interest and the public convenience, and for the payment of compensation for the said accommodation as they may agree upon. Arrangements with Grand Trunk Company.

8. The said Railway shall be commenced within two years, and completed to Peterborough within six years from the passing of this Act. The said Company shall have power under this Act to lay out, construct, make and finish an Iron Railway, at their own cost and charges, on or over any part of the country lying between Belleville and Peterboro', and then to such point on the Georgian Bay as may be decided on by the said Company: Provided always, that the said Company shall not have power to build or make such Railway to the City of Toronto. Commencement and completion of works. Line of railway. Provided.

9. Nothing in this Act contained shall, in any form, manner, or respect, affect or interfere with the amalgamation of the several other Railway Companies composing the Grand Trunk Railway Company of Canada. Grand Trunk amalgamation with other Companies not affected.

An Act to enable the Municipalities along the line of the Grand Junction Railway Company to grant aid thereto, and to legalize certain By-laws granting aid to the said Company.

Ont. Stat. 34 Vict. Cap 48.

[Assented to 15th February, 1871.]

Preamble,

**W**HEREAS the Corporation of the town of Belleville have passed a by-law granting aid by way of bonus to the Grand Junction Railway Company to the extent of one hundred thousand dollars, and whereas the Corporation of the township of Seymour also have passed a by-law granting aid by way of bonus to the said Railway Company to the extent of thirty-five thousand dollars, and whereas the validity of said by-laws is questioned for want of power in the said municipalities to grant such aid, and the said Railway Company have by their petition prayed that the said by laws should be legalized, and whereas the said Company have also by their said petition further prayed for an Act authorizing the several municipal corporations along or contiguous to the line of their railway to grant aid by way of bonus to assist in the construction of said railway, and it is expedient to grant the prayer of the said petitioners: Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

By-law of the town of Belleville granting \$100,000 to the Railway Company, confirmed.

1. That the by-law numbered two hundred and thirty-three, passed by the Corporation of the town of Belleville, and intituled, "A By-law to raise the sum of one hundred thousand dollars as a bonus to be given by the Municipality of the town of Belleville to the Grand Junction Railway Company," be and the same is hereby declared legal, binding and valid upon the said Corporation of the said town of Belleville and all others whomsoever.

By-law of township of Seymour granting \$35,000 to the Company, confirmed.

2. That the by-law numbered two hundred and forty-five, passed by the Corporation of the township of Seymour, and intituled, "A By-law to provide for the aiding and assisting in the Construction of the Grand Junction Railway, and for the issuing of debentures therefor to the amount of thirty-five thousand dollars, to be given by way of Bonus to the said Grand Junction Railway Company by the Municipality of the township of Seymour;" also a certain by-law intituled, "A By-law to provide for the aiding and assisting in the Construction of the Grand Junction Railway and the Peterborough and Haliburton Railway, and for the issuing of debentures therefor to the amount of one hundred thousand dollars to be given by way of bonus to the said the Grand Junction Railway Company and the said the Peterborough and Haliburton Railway Company in the manner and proportion following,

that is to say : seventy-five thousand dollars to the Grand Junction Railway Company, and twenty-five thousand dollars to the Peterborough and Haliburton Railway Company," and which was approved of by a majority of the duly qualified voters in the county of Peterborough on the twenty-third day of November in the year of our Lord one thousand eight hundred and seventy, be and the same is hereby declared legal, valid and binding as if the same had received the third reading of the County Council of the said county of Peterborough; the said by-laws are hereby declared legal, valid and binding upon the Corporations respectively, and on all others whomsoever; and the said several corporations above mentioned shall respectively proceed to issue debentures, and act upon said by-laws in all respects in the same manner as if the said by-laws respectively had been proposed after the passing of this Act.

3. That any by-laws passed after the nineteenth day of December, one thousand eight hundred and seventy, and before the passing of this Act, by any municipal corporation along or near to the line of the said the Grand Junction Railway Company's proposed railway (and which have been voted upon by the people, and sanctioned in the manner provided for in the Municipal Acts in force in this province), granting aid by way of bonus to the said Railway Company, shall be valid and binding upon the said corporations so passing the same as fully as if the said by-laws had been passed after the passing of this Act, any law or statute to the contrary notwithstanding.

By-laws passed after 19th Dec. 1870, and before this Act, granting aid confirmed if voted on and sanctioned.

4. That the several Municipal Corporations along the line of the said proposed Railway, and also any Municipal Corporation near to the said proposed line may grant to the said Railway Company such sum of money or debentures as may be thought advisable in the way of bonus or donation, to aid in the construction or equipment of said Railway, or for any of the works authorized under the charter of the said Company to be undertaken; and it shall and may be lawful for the said Company to accept of such bonus or donation, and to apply any such sums of money or the proceeds of such debentures to the purpose for which the same were granted.

Municipalities adjacent to Railway may aid the Railway.

5. In case a majority of the persons rated on the last assessment-roll as freeholders in any portion of the Municipality, do petition the Council of such Municipality, the said petition to define the metes and bounds of the section of the Municipality within which the property of the petitioners is situated, and expressing the desire of the said petitioners to aid in the construction of the said Railway, by granting a bonus or donation to the said Company for this purpose, and stating the amount

If a portion of a municipality desire to aid the Railway, council to pass a by-law.

to be approved  
by the elec-  
tors;

which they so desire to give and grant, and to be assessed therefor, the Council of such Municipality shall pass a By-law : Provided the said By-law shall be approved of as in sections two hundred and twenty-six, two hundred and twenty-seven, and two hundred and twenty-eight of the Municipal Act of 1866, chaptered fifty-one, by the majority of qualified electors voting in that portion of the Municipality petitioning aforesaid :

for issuing  
debentures

(1.) For raising the amount so petitioned for by the freeholders in such portion of the Municipality, by the issue of debentures of the Municipality, payable within twenty years, and for the payment to the said Company of the amount of said bonus or donation at the time and on the terms specified in said petition ;

for assessing  
and levying a  
rate.

(2.) For assessing and levying upon all the ratable property lying within the section defined by said petition, an annual special rate sufficient to include a sinking fund for the re-payment of said debentures, with the interest thereon, which Municipal Councils are hereby authorized to execute and issue in such cases respectively.

Debentures to  
be held by  
Trustees.

6. Whenever any municipality, or portion of a municipality, shall grant a bonus to aid the said Company in the making equipping and completion of the said Railway, the debentures therefor may, at the option of the said Municipality, within six months after passing of the By-law authorizing the same, be delivered to three trustees to be named, one by the Lieutenant-Governor in Council, one by the said Company, and one by the Heads of the Municipalities granting such bonuses, or the majority of them, who shall attend a meeting for that purpose, to be held at such time and place as the said Company may appoint for that purpose, notice of which shall be sent to each Reeve, Mayor or Warden by mail at least fourteen days before the day appointed, all of the trustees to be residents of the Province of Ontario ; Provided that if the said Reeves, Mayor or Warden shall refuse or neglect to name such trustee, or if the Lieutenant-Governor in Council shall neglect or refuse to name such trustee within one month after notice in writing to him of the appointment of the other trustees, the Company shall be at liberty to name such other trustee or other trustees.

How Trustees  
to be appoint-  
ed.

Appointment  
of new Trust-  
tees.

7. Any trustee appointed may be removed, and in such case, or in case of death or resignation, a new trustee may be appointed in his place at any time, with the consent respectively of the Lieutenant-Governor in Council, a majority of the said Reeves, Mayor or Warden, and the said Company.

Trusts upon  
which the  
debentures are  
to be held.

8. The said trustees shall receive the said debentures in trust ; firstly, to convert the same into money ; secondly, to deposit the amount realized from the sale of such debentures in some one or more of the chartered banks having an office in

the Town of Belleville, in the name of the "Grand Junction Railway Municipal Trust Account," and to pay the same out to the said Company from time to time, on the certificate of the Chief Engineer of the said Railway, in the form set out in schedule "A" hereto, or to the like effect, setting out the portion of the Railway to which the money to be paid out is applied, and the total amount expended on such portion to the date of the certificate, and such certificate to be attached to the cheque to be drawn by the said trustees.

9. The act of any two such trustees to be as valid and binding as if the three had agreed. Act of two Trustees to be binding.

10. Nothing contained in this Act shall authorize any increased rate to be assessed for the purposes thereof, beyond the rate limited in the Municipal Act of 1866. Assessment not to be increased.

11. A majority of the Provisional Directors of the Grand Junction Railway Company may, at any time, at any meeting of which all the Provisional Directors shall have had notice by resolution, add to the number of said Provisional Directors, such persons as they may think proper; and such persons so added, shall have all the rights and powers they would have had, had they been named Provisional Directors in the Act incorporating the said Company. Power to add to provisional directors.

### SCHEDULE "A."

#### CHIEF ENGINEER'S CERTIFICATE.

The Grand Junction Railway Company's Office, }  
Engineer's Department, A.D., 18 }

No.

*Certificates to be attached to cheques drawn on the Grand Junction Railway Municipal Trust Account and given under section of Cap. 84 Vic.*

I, \_\_\_\_\_, Chief Engineer for the Grand Junction Railway, do hereby certify that there has been expended in construction of mile No. \_\_\_\_\_ the said mileage being numbered consecutively from \_\_\_\_\_ the sum of \_\_\_\_\_ dollars to date, and that the total amount due for the same from the said Municipal Trust Account amounts to the sum of \_\_\_\_\_ dollars, which said sum of \_\_\_\_\_ dollars is now due and payable, as provided under said Act.

An Act respecting The Grand Junction Railway Company.

Ont. Stat. 37 Vict. Cap. 43.

[Assented to 24th March, 1874.]

Preamble.

**W**HEREAS The Grand Junction Railway Company have by their petition prayed that all the Acts relating to said company should be consolidated and amended and reduced into one Act; And whereas it is expedient to grant the prayer of said petition:

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Rights, powers and privileges conferred under previous Acts vested in G. J. R. Co.

**1.** All the rights, powers and privileges intended to be vested in the Grand Junction Railway Company under the several statutes passed by the Parliament of the late Province of Canada, by the Parliament of the Dominion of Canada, and by the Legislature of the Province of Ontario, relating to said company, are hereby declared to be vested in the shareholders of the said company, under the name of "The Grand Junction Railway Company."

16 V., c. 43, & 38 V., c. 53, repealed.

**2.** The Acts passed in the sixteenth year of the reign of Her Majesty Queen Victoria, and chaptered forty-three, and the Act passed the thirty-third year of the said reign, and chaptered fifty-three, be and the same are hereby repealed, but any Act or proceeding taken, done or had under any of said statutes shall remain valid and binding as if the said Acts had not been repealed.

Railway Act to apply.

**3.** All the several provisions of the Railway Act, being chapter sixty-six of the Consolidated Statutes of the Province of Canada, and amendments thereto, shall apply to the said company.

Existing contracts, &c., of the company.

**4.** All contracts made heretofore by or with the said company, and which are now legal and subsisting, and all the rights and liabilities of and against the said company shall continue in all respects binding upon and in favour of the said company, and shall not be altered or affected by any provision of this Act.

Former purchases and debts.

**5.** All purchases made, deeds taken, proceedings had, and acts done in the location and construction of said railway by the said company, shall be held and taken to have been had and done under this Act.

Capital.

**6.** The capital of such company is hereby declared to be one million dollars, divided into shares of twenty dollars each.

7. The present directors of the said company, that is to say, <sup>Directors.</sup> Thomas Kelso, Abraham Diamond, Alexander Robertson, D. D. B. gart, J. S. Fowlds, E. J. Senkler, G. H. Boulter, James Brown, Henry Corby, the Honourable Robert Read, and M. Bowell, shall continue in office and shall with the ex-officio directors hereinafter mentioned, be the directors of the said company until the next annual election to be holden under this Act, and until their successors be duly elected.

8. The said company shall have the right to build and com- <sup>Gauge.</sup> plete the said railway with such gauge, on such line, and in such manner as the directors of the said company may think best.

9. The annual general meeting of the company shall be <sup>Annual meet-</sup> held on the first Tuesday in February, or such other day as <sup>ings.</sup> shall be from time to time fixed by by-law of the directors.

10. Notice shall be given of the day, and place, and hour <sup>Notice of</sup> of holding all special and general meetings of shareholders, by <sup>meetings.</sup> publishing the same four consecutive times in the *Ontario Gazette*, and two weeks in one or more daily or weekly newspapers published in the town of Belleville, and in the towns of Peterborough and Lindsay respectively, before the day of meeting.

11. The annual meeting shall be held in the town of <sup>Meetings</sup> Belleville; the directors may hold their meetings in the town <sup>where to be</sup> of Belleville or such place as they from time to time may find most expedient, but the principal offices of the company shall be in the town of Belleville.

12. Six directors shall form a quorum for the transaction <sup>Quorum of,</sup> of business, and the number of directors to be elected by the <sup>and number of</sup> stockholders shall not exceed twelve. <sup>directors.</sup>

13. Where any municipality which has granted aid to the <sup>Municipal</sup> company, and in the by-law granting such aid has provided <sup>director.</sup> that the head of such municipality shall be a director of the said company; the head for the time being of such municipality so having given such aid, shall be ex-officio a director of the said company, and shall have all the rights and powers of a director of said company, and every municipality which has subscribed stock to an amount of twenty thousand dollars or upwards shall be entitled, in manner provided by the Municipal Act, to one director.

14. Upon all matters the ex-officio directors of said com- <sup>Ex-officio</sup> pany shall have the same rights and powers as directors <sup>directors.</sup> elected by shareholders.

Arrangements  
with Grand  
Trunk Rail-  
way.

**15.** It shall be lawful for the said company and the Grand Trunk Railway of Canada to make arrangements for the use of a part of the line of the said Grand Trunk Railway Company, at or near Belleville, and for station accommodation, and for such other purposes connected with the working of the traffic from one line to the other, as the said two companies may think for their mutual interest and the public convenience, and for payment of compensation for the said accommodation, as they may agree upon.

Subscriptions  
for stock.

**16.** All subscriptions for stock made before the passing of this Act, and which at the time of the passing of this Act are subsisting, shall be taken and held to be valid and binding as if duly subscribed and taken under this Act; and all persons and corporations who at the time of the passing of this Act are *bona fide* shareholders in said company, shall be held and taken to be shareholders of the said company under this Act.

Former Acts  
of directors  
confirmed.

**17.** All calls made, and acts heretofore done, under the said Acts in the first section of this Act mentioned, by the directors of the company, and otherwise legally made or done, are hereby declared to have been made and done by a lawfully constituted Board of Directors, and are hereby confirmed, and the same shall, notwithstanding the passing of this Act, continue and be binding on all persons who are now liable therefor, and any call made and act done by said directors shall be taken to have been made and done under the said Railway Act: Provided, however, that nothing in this Act contained shall affect or make valid or invalid any transfer of stock heretofore made.

Calls to be paid  
up before  
voting.

**18.** No shareholder shall have the right to vote at the election of directors who has not before voting paid up all calls made upon the stock held by such shareholder.

Aid from  
municipalities.

**19.** The several municipal Corporations along the line of the said proposed railway, and also any municipal corporation near to the said proposed line may grant to the said railway company such sum of money or debentures as may by the said municipal corporations respectively, be thought advisable in the way of bonus or donation, to aid in the construction or equipment of said railway, or for any of the works authorized under the charter of the said company to be undertaken; and it shall and may be lawful for the said company to accept of such bonus or donation, and to apply any such sums of money or the proceeds of such debentures, to the purpose for which the same were granted.

Aid to com-  
pany from  
Government,  
&c.

**20.** The said company may receive from any Government, or from persons or bodies corporate, municipal or

politic, who may have power to make or grant the same, aid towards the construction, equipment, or maintenance of the said railway, by way of bonus, gift, or loan in money, or debentures, or other securities for money, or by way of guarantee, upon such terms and conditions as may be agreed upon.

**§1.** Any municipal corporation, or any portion of a municipality, which may be interested in securing the construction of the said railway, or through any part of which, or near which, the railway or works of the said company shall pass or be situate, may aid the said company by giving money or debentures, by way of bonus, gift, or loan, or by the guarantee of the municipal corporation, under and subject to the provisions hereinafter contained, which are to be taken as applicable thereto, instead of sections four hundred and seventy-two, four hundred and seventy-three and four hundred and seventy-four of the Municipal Institutions Act : Provided always, that no such aid shall be given, except after the passing of a by-law for the purpose, and the adoption of such-law by the qualified ratepayers of the municipality or portion of municipality, (as the case may be,) as provided in the Municipal Act for the creation of debts.

Aid from municipalities

**§2.** Such by-law shall be submitted by the municipal council to the vote of the ratepayers in manner following, namely :—

Manner of submitting by laws to rate-payers.

1. The proper petition shall first be presented to the council, expressing the desire to aid the railway, and stating in what way and for what amount ; and the council shall within six weeks after the receipt of such petition by the clerk of the municipality introduce a by-law to the effect petitioned for, and submit the same for the approval of the qualified voters ;

2. In the case of a county municipality the petition shall be that of a majority of the reeves and deputy reeves, or of twenty resident freeholders in each of the minor municipalities of the county, who are qualified voters under the Municipal Act ;

3. In the case of other municipalities, the petition shall be that of a majority of the council thereof, or of twenty resident freeholders, being duly qualified voters as aforesaid ;

4. In the case of two or more minor municipalities, or sections of two or more such municipalities, or of two or more such municipalities with a section or sections of one or more minor municipalities forming part of a county municipality, the petition is to be presented to the county council, describing the portions to be grouped, and defining any section by metes and bounds, and shall be that of a majority of each of the councils of such minor municipalities respectively, or of twenty resident freeholders in each of the said minor municipalities, or sections proposed to be grouped, being duly qualified voters as aforesaid.

Aid from  
portions of  
county mun-  
icipalities.

Grouping  
minor  
municipalities.

Proceedings on  
opposing  
submission of  
by-laws.

Arbitration.

Rate to be  
levied only on  
the part of  
municipality  
granting  
bonus.

Company to  
make deposit  
for expenses.

Interpretation  
of the words

**23.** Where a portion of the county municipality petitions to aid the railway, it shall be such portion only as shall consist of two or more minor municipalities or sections thereof, through which the line of railway is to be constructed, or which will be benefitted thereby, and such minor municipalities and sections thereof shall lie contiguous; but no minor municipality or section thereof which is subject to a county or other by-law in aid of the said railway, shall be thus grouped without the consent of the majority of the duly qualified voters therein expressed to that end, when voting upon the proposed by-law.

**24.** In case of aid from a county municipality, or from a grouped portion thereof, twenty resident freeholders of the county or portion comprised in the proposed by-law (as the case may be) may petition the county council against submitting the said by-law, upon the ground that certain minor municipalities or portions thereof comprised in the said by-law would be injuriously affected thereby, or upon any other ground ought not to be included therein; and upon deposit by the petitioners with the treasurer of the county, of a sum sufficient to defray the expense of such reference, the said council shall forthwith refer the said petition to three arbitrators, one being the judge of the county court, one being the registrar of the county, or of the riding in which the county town is situate, and one being an engineer appointed by the Commissioner of the Department of Public Works for Ontario, who shall have power to confirm or amend the said by-law by excluding any minor municipality or any section thereof therefrom; and the decision of any two of them shall be final; and the by-law so confirmed or amended shall thereupon, at the option of the railway company, be submitted by the council to the duly qualified voters; and in case the by-law is confirmed by the arbitrators, the expense of the reference shall be borne by the petitioners against the same, but if amended, then by the railway company, or the county, as the arbitrators may order.

**25.** In the case of a portion of the county municipality being formed into a group, the by-law to be submitted shall be that of the county, but the rate to be levied for payment of the debentures issued thereunder, and the interest thereon, shall be assessed and levied upon such portions only of the county municipality; and the voting thereon shall be limited to the duly qualified voters in such portions only.

**26.** Before any such by-law is submitted, the railway company shall deposit with the treasurer of the municipality a sum sufficient to pay the expenses to be incurred in submitting said by-law.

**27.** The term "minor municipality" shall be construed to

mean any town not separated from the municipal county township, or incorporated village situate in the county municipality." "minor municipality."

**28.** No by-law shall be valid, or shall be submitted to such vote for granting aid to the railway which shall require the levying of a greater aggregate annual rate for all purposes, exclusive of school rates, than three cents in the dollar upon the value of the ratable property in each of the minor municipalities or section affected thereby; but for the purpose of such aid, the amount of the aggregate annual rate to be levied in any such municipality or section, may exceed the two cents in the dollar limited by the Municipal Act.

By-laws to be valid, though the annual rate exceed two cents in the dollar.

**29.** Such by-law shall in each instance provide.

Requisites of by-law.

1. For raising the amount petitioned for in the municipality or portions of the county municipality, (as the case may be,) mentioned in the petition by the issue of debentures of the county or minor municipality, respectively, and shall also provide for the delivery of the said debentures, or the application of the amount to be raised thereby, as may be expressed in the said by-law;

2. For assessing and levying upon all ratable property lying within the municipality or portions of the county municipality defined in said by-law (as the case may be) an annual special rate sufficient to include a sinking fund for the repayment of the said debentures, within twenty years with interest thereon, payable yearly or half-yearly, or by equal annual instalments of principal and interest; which debentures the respective municipal councils, warden, reeves and other officers thereof are hereby authorised to execute and issue in such cases respectively: Provided, that in case the sum raised under the authority of such by-law is invested in the capital stock or bonds of the railway company or loaned thereon, the council of the municipality holding such stock or bonds may sell and dispose of the same or any part thereof, and shall in such case apply the moneys received therefor in payment of the said debentures and interest.

**30.** In case the by-law submitted is not approved of, no other by-law which is in substance the same shall be submitted to the voters of the same municipality or portion of the county municipality, until after the expiration of six months from such rejection.

If by-law defeated, limits of time for submitting similar one.

**31.** In case the by-law submitted be approved of or carried by a majority of the votes given thereon, then within four weeks after the date of such voting, the municipal council which submitted the same, shall read the said by-law a third time and pass the same.

If by-law carried, council to pass the same.

**32.** Within one month after the passing of such by-law and issue the debentures.

the said council, and the warden, reeve, or other officers thereof shall issue or dispose of the debentures necessary to raise the sum mentioned in such by-law, and otherwise act according to the terms thereof.

Corporation  
may exch. its  
debentures for those  
of the town-  
ship.

**33.** The corporation of any county municipality shall be at liberty to take the debentures issued by any township in aid of the railway company, and give in exchange therefor to the said township, a like amount of the debentures of the said county, on a resolution to that effect being passed by the county council; but the township municipality shall in each case keep the county municipality fully indemnified against any rate or liability in respect of said debentures.

Trustees for  
municipal  
debentures.

**34.** Whenever any municipality or portion of a county municipality shall grant aid by way of bonus or gift to the railway company, the debentures therefor, shall within six months after passing of the by-law authorizing the same, be delivered to three trustees to be named, one by the Lieutenant-Governor in Council, one by the said company, and one by the majority of the heads of the municipalities which have granted bonuses; all of the trustees to be residents of the Province of Ontario: Provided that if the said Council shall refuse or neglect to name such trustee, or if the Lieutenant-Governor in Council shall omit to name such trustee within one month after notice in writing to him of the appointment of the other trustees, the company shall be at liberty to name such other trustee or other trustees; any of the said trustees may be removed and a new trustee appointed in his place at any time, by the Lieutenant-Governor in Council, with the consent of the company; and in case any trustee die, or resign his trust, or go to live out of Ontario, or otherwise become incapable to act, his trusteeship shall become vacant, and a new trustee may be appointed by the Lieutenant-Governor in Council, with the consent of said company.

Trusts on  
which debentures  
are to be  
held.

**35.** The said trustees shall receive the said debentures or bonds in trust: firstly, under the direction of the company to convert the same into money; secondly, to deposit the amount realized from the sale in some of the chartered banks, having an office in this Province, in the name of "The Grand Junction Railway Municipal Trust Account," and to pay the same out to the said company from time to time, on the certificate of the chief engineer of the said railway in the form set out in schedule "A" hereto, or to the like effect, setting out the portion of the railway to which the money to be paid out is to be applied, and that the sum so certified for, is in pursuance of the terms and conditions of the by-law; and such certificate is to be attached to the cheques to be drawn by the said trustees; and such engineer shall not wrongfully grant any such certificate under penalty of one hundred dollars, recoverable in any county court by any person who may sue therefor.

**36.** The trustees shall be entitled to their reasonable fees <sup>Trustees' fees.</sup> and charges from said trust fund; and the act of any two of <sup>Act of two to govern.</sup> such trustees to be as valid and binding as if the three had agreed.

**37.** Any municipality through which the said railway <sup>Company may</sup> may pass is empowered to grant by way of gift to the said <sup>receive gifts of</sup> company any lands belonging to such municipality, which <sup>lands.</sup> may be required for right of way, station grounds, or other purposes connected with the running or traffic of the said railway; and the said railway company shall have power to accept gifts of land from any Government or any person or body politic or corporate, and shall have power to sell or otherwise dispose of the same for the benefit of the said company.

**38.** It shall further be lawful for the council of any <sup>Municipality</sup> municipality in which any part of the railway of the company <sup>may exempt</sup> is situate, by by-law specially passed for that purpose, to ex- <sup>Company from</sup> empt the said company and its property, within such munici- <sup>taxation.</sup> pality, either in whole or in part from municipal assessment or taxation, or to agree to a certain sum per annum or otherwise, in gross or by way of commutation or composition for payment, or in lieu of all or any municipal rates or assessments to be imposed by such municipal corporation, and for such term of years as such municipal corporation, may deem expedient, not exceeding twenty-one years; and any such by-law shall not be repealed unless in conformity with a condition contained therein.

**39.** It shall and may be lawful for the council of any <sup>Council may</sup> municipality that may grant a bonus to the company, and <sup>extend time.</sup> they shall have full power to extend the time for completion of the works, on the completion of which the said company would be entitled to such bonuses.

**40.** It shall be lawful for the council of any township or <sup>Councils may</sup> county municipality interested in the said extension: branches, <sup>contribute</sup> or any of them, and without complying with the requirements <sup>towards preli-</sup> of any Act providing for the creation of debts by municipal <sup>minary</sup> corporations on behalf of such township or county munici- <sup>expenses.</sup> palities, to bear all or part of the costs, charges, and expenses of, and incidental to, the submission of any by-law to the said qualified voters for granting a bonus to the said company, or may give the said company a bonus on account of such costs, charges and expenses; Provided always that no one such bonus shall exceed five thousand dollars.

**41.** Whenever any municipality or a portion of a munici- <sup>Municipalities</sup> pality shall aid, loan, guarantee, or give money or bonds by <sup>may agree as</sup> way of bonus to aid the making, equipment, and completion <sup>to application</sup> of bonus.

of said extension and branches, or any part or parts thereof, it shall be lawful for the said company to enter into a valid agreement with any such municipality binding the said company to expend the whole of such aid so given upon works of construction, within the limits of the municipality granting the same.

Company may  
be parties to  
promissory  
notes, etc.

**42.** The said company shall have power to become parties to promissory notes, and bills of exchange for sums not less than one hundred dollars, and any such promissory note, made or endorsed, and any such bill of exchange drawn, accepted or endorsed by the president of the company, or vice-president, and countersigned by the secretary and treasurer, and under the authority of a majority of a quorum of the directors, is and shall be binding upon the said company; and every such promissory note or bill of exchange so made, drawn, accepted or endorsed by the president or the vice-president of the said company, and countersigned by the secretary and treasurer as such, either before or after the passing of this Act, shall be presumed to have been properly made, drawn and accepted or endorsed, as the case may be, for the company, until the contrary be shown; and in no case shall it be necessary to have the seal of the company affixed to any such bill of exchange or promissory note, nor shall the president, vice-president or the secretary and treasurer of the company so making, drawing, accepting or endorsing any such promissory note or bill of exchange, be thereby subjected individually to any liability whatever: Provided always, that nothing in this clause shall be construed to authorize the said company to issue any note payable to bearer, or any promissory note intended to be circulated as money or as the notes of a bank.

Proviso-

Conveyances  
to the com-  
pany to be  
a certain  
form.

**43.** All deeds and conveyances for lands to be conveyed to the said company for the purposes of this Act, shall and may, as far as the title to the said lands or the circumstances of the party making such conveyances will admit, be made in the form given in the schedule of this Act marked B. And for the purpose of a due registration of the same, all registrars, in their respective counties, are hereby required to procure a book with copies of the form given in the said schedule B, one to be printed on each page, leaving the necessary blanks to suit the separate cases of conveyance, and in the said book to enter and register the said deed upon production thereof, and proof of execution, without any memorial, and to minute such entry on the said deed. And the said company are to pay the said registrars for so doing the sum of fifty cents and no more, which said registration shall be held and deemed to be valid in law; the provisions of any Act for the registration of deeds now in force in this Province, to the contrary notwithstanding.

Fee to regis-  
trar

SCHEDULE A.

CHIEF ENGINEER'S CERTIFICATE.

THE GRAND JUNCTION RAILWAY COMPANY'S OFFICE

Engineer's Department, A.D. 18

No.

*Certificate to be attached to cheques drawn on The Grand Junction Railway Municipal Trust Account.*

I, \_\_\_\_\_, Chief Engineer for The Grand Junction Railway Company, do hereby certify that the sum of \$ \_\_\_\_\_ is required to be expended in the construction of the portion of the line extending from mile No. \_\_\_\_\_ to mile No. \_\_\_\_\_, and that payment should be made to the company of such amount from the Municipal Trust Account, the same being in pursuance of the terms and conditions of the by-law of the Municipality of the \_\_\_\_\_ of \_\_\_\_\_

SCHEDULE B.

FORM OF CONVEYANCE.

Know all Men by these presents, that I, A. B., of \_\_\_\_\_ (here name the wife, if any) do hereby in consideration of \_\_\_\_\_ (here the sum) paid to me by the Grand Junction Railway Company, the receipt whereof is hereby acknowledged, grant, bargain, sell, convey and confirm unto the said the Grand Junction Railway Company, their successors and assigns for ever, all that certain tract or parcel of land situate (here describe the land) the same having been selected and laid out by the said Company for the purposes of their road, to have and to hold the said land and premises, together with the hereditaments thereto, to the said The Grand Junction Railway Company, their successors and assigns for ever, (here dower, if any.)

Witness my hand and seal, this \_\_\_\_\_ day of \_\_\_\_\_ one thousand eight hundred and \_\_\_\_\_

L. S.

Signed, sealed and delivered  
in presence of

An Act respecting the Grand Junction Railway Company.

Ont. Stat. 39 Vic. Cap. 71.

[Assented to 10th February, 1876.]

Preamble.

**W**HEREAS the Grand Junction Railway Company have by their petition asked that the time for the completion of their railway may be extended, and that all the by-laws passed by the several municipalities on their line in aid of said company shall stand as if the time for the completion of their railway had been the date to which the time for completion is extended: And whereas, it is expedient to grant the prayer of the said petition:

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Extension of time for completion of Railway.

1. The time for the completion of the Grand Junction Railway is hereby extended to the first day of May, which will be in the year of our Lord one thousand eight hundred and eighty-one.

Bonuses heretofore granted.

2. The several by-laws passed by the several municipalities on the line of said proposed railway, granting aid by way of bonus to the said company; and which have not now lapsed, shall stand and have the same effect as if the time in this Act fixed for the completion of said railway had been in the Acts now in force respecting said company named and fixed as the time for the completion of said company's railway, and that none of said by-laws shall lapse by reason of the said extension of time, or the said railway not being completed within the time heretofore fixed for the completion of the same.

Reducing the number of Directors.

3. The shareholders of the company may, at any general meeting called for the purpose, by by-law reduce the number of the directors of the said company to any number not less than five, and from and after the passing of said by-law the number of directors named therein shall be the number of directors of the said company to be elected by the shareholders of the said company at the next and all subsequent elections of directors.

Quorum of Directors.

4. From the passing of this Act, five directors shall form a quorum for the transaction of business.

Seymour bonus.

5. Whereas the Township of Seymour did by by-law grant aid by way of bonus to the said company to the extent of thirty-five thousand dollars, which by-law provides that the reeve of the said township shall be a director of the said company, and that a portion of said bonus shall be paid when the

line of railway is graded through the said township, and the balance, on the iron being laid through the said township; And whereas the Village of Campbellford, formerly a part of the said Township of Seymour, has been erected into a separate municipality since the passage of the said by-law, and is liable to pay a portion of the said bonus; And whereas it is expedient that the said village shall be represented on the said company's board: therefore it is hereby enacted that instead of the reeve of Seymour, as provided in said by-law, being an *ex-officio* director of the said company, the said township and the said village shall have the power by concurrent resolutions of their respective councils, from time to time, to nominate and appoint an *ex-officio* director of the said board in lieu of the said reeve of Seymour; and further, that, notwithstanding anything in the said by-law contained, the said bonus so granted as aforesaid shall be payable in debentures, as mentioned in said by-law as follows, that is to say:—Twenty thousand dollars upon the said railway being completed and in running order to the Village of Campbellford, and the balance, on the iron being laid through the said Township of Seymour, provided that the said line of railway shall be completed and in running order to Campbellford on or before eighteen months from the passing hereof.

Representation of the Townships of Seymour and Village of Campbellford, on the board.

Bonus, how payable.

6. Whereas the Corporation of the County of Peterborough, by by-law, has granted aid by way of bonus to the said company to the extent of seventy-five thousand dollars, and one of the conditions of said by-law was and is, that the line of said railway shall pass by a route indicated in said by-law; And whereas it may be found desirable to change the line of said railway; Therefore it is hereby enacted that the directors of the said company may, if thereunto requested by the said Corporation of the County of Peterborough, change the line or route of said railway from that indicated in the said by-law, and that the said by-law shall remain binding and valid, and the said bonus shall be payable in the terms of the said by-law, notwithstanding the said line of railway may not pass through or on the route mentioned in said by-law.

Change of line not to effect the Peterboro' bonus.

An Act respecting the Grand Junction Railway Company.

Ont. Stat. 42 Vict. Cap. 57.

[Assented to 11th March, 1879.]

Preamble.

WHEREAS the Corporation of the City of Belleville passed a by-law on the eleventh day of December, one thousand eight hundred and seventy-six, granting further aid by way of bonus to the extent of fifty thousand dollars to the Grand Junction Railway Company, on the conditions in the said by-law contained; and whereas the said corporation have, by a resolution passed on the fourth day of October, one thousand eight hundred and seventy-eight, extended the time for the fulfilment of the said conditions, and have otherwise varied the same; and whereas the said company have, by their petition, prayed that the said resolution may be sanctioned and legalized, and that other amendments in the Acts relating to the said company may be made: and whereas it is expedient to grant the prayer of the said petition;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Payment of  
Belleville  
bonus.

1. The said bonus of fifty thousand dollars granted to the said railway company by the Corporation of the City of Belleville shall be payable as follows: one half thereof on the completion of the line of the said railway to the water's edge at the Village of Hastings, and its equipment to that village in the manner and style provided for in the said by-law for the equipment of the said railway to the Town of Peterborough, and the other half of the said bonus upon the completion and equipment of the line to the Town of Peterborough; Provided always that the said railway shall be completed to the Village of Hastings in the manner aforesaid by the first day of August, one thousand eight hundred and seventy-nine.

Proviso.

Time provided  
in by-law  
extended.

2. The time for the completion of the said railway to the Town of Peterborough as provided for by the said by-law, is hereby extended to the first day of January, one thousand eight hundred and eighty.

Power further  
to extend  
time.

3. The Corporation of the City of Belleville may, by by-law to be passed by the council thereof, extend the time for completion of the said railway to Hastings and Peterborough to such later date or dates as may be thought proper.

By-law con-  
firmed.

4. The said by-law subject to the alterations herein provided for is hereby declared legal and valid.

Power to  
amalgamate  
with or ac-

5. The said railway company is hereby authorized and empowered to enter into an agreement for the amalgamation of

the said company with the Belleville and North Hastings <sup>require other</sup> Railway Company, or for acquiring the line of railway or any <sup>lines</sup> part thereof of the said last mentioned company, or with any other railway company whose line may join or connect with the line of the said Grand Junction Railway Company, together with the property, privileges and franchises of such other company belonging to such part of its line as may be so acquired, on such terms and conditions as may be defined by the agreement under the seal of the said companies entering into such agreement, which shall be ratified and approved of by a majority in number and value of the stockholders including any municipalities holding stock present or represented at a general meeting called for the purpose of considering such agreement, which shall be valid and binding on the several companies entering into the same after such ratification and approval.

6. The Corporation of the Village of Hastings and of the Township of Percy and Asphodel are hereby authorized and empowered, by resolutions heretofore passed or to be passed by the respective councils of the said corporations, to make the several bonuses, granted by them respectively to the said railway company, payable when the said line is completed and in running order to the Village of Hastings.

Certain bonuses may be made payable when completed to Hastings.

An Act respecting the Grand Junction Railway Company.

Ont. Stat. 43 Vic. Cap. 54.

[Assented to 5th March, 1880.]

Preamble.

**W**HEREAS the Grand Junction Railway Company have petitioned that an Act may be passed to amend the Acts relating to the said company, and it is expedient to grant the prayer of the said petition:

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Township of Seymour authorized to change debentures already issued for new ones.

1. The corporation of the township of Seymour may substitute for the debentures already issued for the sum of thirty-five thousand dollars and interest under and in pursuance of the by-law of the said corporation passed in aid of the said railway, other debentures to be made payable on the first day of January, one thousand eight hundred and eighty-one, and the eighteen following years, with interest annually on the said days for the several sums of principal money, with the yearly interest thereon, shown by the schedule to this Act, being for the balance of the said sum of thirty-five thousand dollars now remaining unpaid; and the reeve and treasurer of the said township are hereby authorized to make and deliver to the trustees for the municipal debentures appointed under the provisions of the Act incorporating the said company, or to the said company, or to the holders of the said debentures already issued, such new debentures as aforesaid in substitution for the said debentures already issued, which shall thereupon be surrendered and cancelled, and such new debentures to be so issued as aforesaid shall be legal, valid and binding on the said corporation as if issued and made payable according to the terms of the said by-law, and the agreement heretofore entered into between the said corporation and the said railway company and E. O. Bickford and the Bank of Montreal, who are now the holders of and entitled to the said debentures, for such exchange of debentures and the substitution of such new debentures is hereby declared valid and binding on all the parties thereto.

Time extended.

2. The time for the completion of the said railway to a point of junction with the Midland Railway of Canada at or near the village of Omamee or in the township of Emily, or to such other point as may be authorized by the existing charter of the said company, is hereby extended to the first day of May, one thousand eight hundred and eighty-four, and the said the Grand Junction Railway Company is hereby authorized to build and construct their said railway from the village of Hastings to such point of junction, and to the terminus of the said road, on such line or by such route as they may deem

Location of line.

expedient, and to acquire by purchase, or lease, or to use by agreement for running powers, or by way of traffic arrangement, any part of the track, line, buildings, or works of any existing railway, legally authorized to enter into such an agreement, which the company owning the same may by agreement, conveyance, or lease, sell, lease, transfer, or grant the use of, to the said the Grand Junction Railway Company; and every such company so legally authorized is hereby empowered to enter into and make any such conveyance, lease, or agreement to or with the said the Grand Junction Railway Company; Provided always that the same shall be sanctioned, ratified and approved of by at least two-thirds in value and a majority of the stockholders of such company entitled to vote at a meeting of stockholders specially called for that purpose, and thereupon any such conveyance, lease, or agreement shall be legal and valid, and on the completion of the said the Grand Junction Railway to the town of Peterborough on or before the first day of June, one thousand eight hundred and eighty-one, by the use of any such existing railway for part of its line, any municipal bonus made payable on the completion to Peterborough shall become due and payable to the said the Grand Junction Railway Company in the same manner as if the said company had constructed their line to the said town within the time heretofore fixed for the completion thereof by any statute or by-law relating thereto; Provided further, and it is hereby enacted, that the Grand Junction Railway shall, between Hastings and Peterborough, be constructed on the line now surveyed, as near as can be, but with the right to the Grand Junction Railway Company for their railway to acquire from the Cobourg, Peterborough and Marmora Railway and Mining Company part of the portion of their line north of Rice Lake and next Peterborough, either by purchase of the fee simple or by lease in perpetuity at a nominal rent, and the said Cobourg, Peterborough and Marmora Railway and Mining Company are hereby authorized to grant said lease or sell said portion of their line, which may be so acquired as aforesaid; and further, that the twenty-five thousand dollars of the bonus of fifty thousand dollars, granted by the City of Belleville by by-law number three hundred and sixty-nine, and which is payable on the construction and completion of the Grand Junction Railway to Peterborough, on the line above mentioned, in accordance with the terms and provisions of said by-law number three hundred and sixty-nine, shall not be payable unless and until the said Grand Junction Railway is completed by the first day of June, eighteen hundred and eighty-one, on said line, and in accordance with all the requirements of said by-law, except as to time for completion and payment of bonus, and all questions as to such compliance shall be determined as in the said by-law is provided.

Agreements  
with other  
companies.

Proviso.

Payment of  
bonus.

Proviso.

3. The said the Grand Junction Railway Company is hereby authorized and empowered to sell, transfer, or lease

Power to trans-  
fer to other  
companies.

its line of railway, or any part thereof, to any other railway company, legally authorized to make such purchase or enter into such agreement, together with the property, privileges and franchises belonging to it or to such part of its line as may be so sold, transferred, or leased, or to make any traffic, running, or joint working arrangements with any such railway company on such terms and conditions as may be defined by the agreement under the seal of the companies entering into such agreement which shall be ratified and approved of by a majority in number and at least two-thirds in value of the stockholders in the said the Grand Junction Railway Company present or represented at a general meeting called for the purpose of considering such agreement.

Issue of bonds.

4. The directors of the said company, after the sanction of the shareholders shall have been first obtained at any special general meeting to be called from time to time for such purpose, shall have power to issue bonds to any amount not exceeding twelve thousand dollars per mile of railway, to be signed by the president or vice-president of the said company, and countersigned by the secretary or treasurer, and under the seal of the said company, for the purpose of raising money for prosecuting the said undertaking, or paying for the construction of the said railway, or paying any mortgage or other liabilities of the said company, and such bonds shall, without registration or formal conveyance, be taken and considered to be preferential claims and charges upon the said undertaking and the real property of the said company, including its rolling stock and equipments then existing and at any time thereafter acquired, subject only to two existing mortgages made by the said company to Wentworth James Buchanan and E. O. Bickford and others, respectively, and each holder of the said bonds shall be deemed to be a mortgagee and encumbrancer *pro rata*, with all the other holders thereof, upon the undertaking and property of the company as aforesaid; and Provided also that in the event at any time of the interest upon the said bonds remaining unpaid and owing then at the next ensuing annual general meeting of the said company, all holders of such bonds shall have and possess the same rights and privileges and qualifications for directors and for voting as are attached to shareholders: Provided that the bonds and any transfer thereof shall have been first registered in the same manner as is provided for the registration of shares, and it shall be the duty of the secretary of the company to register the same on being required to do so by any holder thereof, and all such bonds, debentures, mortgages and other securities, and coupons and interest warrants thereon respectively, may be made payable to bearer and transferable by delivery, and any holder of any such so made payable to bearer may sue at law thereon in his own name.

Proviso.

Proviso.

Certain rights  
not affected.

5. Nothing in this Act shall affect the rights of the said

railway company or of the county of Peterborough now in question in a certain proceeding pending between the said parties in the Court of Queen's Bench for Ontario or the rights therein in question which shall be determined as if this Act had not been passed; nor shall anything in this Act contained affect the conditions or provisions in the by-law of the corporation of the county of Peterborough granting aid by way of bonus to the said railway company.

6. No interest is or shall be payable on the debentures issued by the corporation of the village of Stirling, for the bonus granted by said corporation to the Grand Junction Railway Company, which accrued before the half-year's interest current on the 14th day of February, 1879, and upon payment of the half year's interest current at said date, and which accrued thereafter according to the tenor and effect of said debentures, no prior interest shall be due or payable in respect of said debentures, and the said debentures so issued for said bonus are hereby declared legal and valid, and the powers conferred by this Act shall not be exercised until the said company shall have made or procured and delivered to the said corporation an effectual release and discharge from the payment of the interest which by this section the said corporation is declared not to be liable to pay in respect of the said bonus or the debentures issued therefor.

Interest on  
debentures of  
village of  
Stirling.

#### SCHEDULE.

*Referred to in Section 1.*

Debenture for \$850 payable 1st January, 1881.

Do	900	do	1882.
Do	950	do	1883.
Do	1000	do	1884.
Do	1050	do	1885.
Do	1150	do	1886.
Do	1200	do	1887.
Do	1250	do	1888.
Do	1350	do	1889.
Do	1400	do	1890.
Do	1500	do	1891.
Do	1600	do	1892.
Do	1700	do	1893.
Do	1800	do	1894.
Do	1900	do	1895.
Do	2000	do	1896.
Do	2150	do	1897.
Do	2250	do	1898.
Do	2350	do	1899.

\$28,350

With coupons for interest yearly on each of the said sums.

An Act respecting the Grand Junction Railway Company.

Ont. Stat. 44 Vic. Cap. 64.

[Assented to 4th March, 1881.]

Preamble.

**W**HEREAS the Grand Junction Railway Company have by their petition prayed that an Act may be passed for the several purposes in relation to the said Company hereinafter set forth, and it is expedient to grant the prayer of the said petition :

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows :—

Amalgamation  
of the Grand  
Junction and  
the Belleville  
and N. Hast-  
ings companies  
confirmed.

1. The deed of amalgamation of the said the Grand Junction Railway Company and the Belleville and North Hastings Railway Company, duly executed by the said companies respectively, in pursuance of the Acts relating to the said companies passed in the forty-second year of the reign of Her Majesty, and dated on the twenty-ninth day of June in the year of our Lord one thousand eight hundred and eighty, is hereby declared legal and valid ; and it is hereby declared and enacted that the said two companies are amalgamated and united under the name of the Grand Junction Railway Company, on the terms and subject to the provisoes and conditions in the said deed contained : Provided that the Acts incorporating the said respective companies and the Acts amending the same authorized such amalgamation and conditions.

Bonds and  
mortgage con-  
firmed.

2. The bonds made and issued by the said company, bearing date the first day of July, in the year of our Lord one thousand eight hundred and eighty, to the amount of nine hundred thousand dollars, payable on the first day of July, in the year of our Lord one thousand nine hundred, with interest half-yearly at the rate of five per centum, per annum ; and the indenture of mortgage made and executed by the said company, bearing date the sixteenth day of July, in the year of our Lord one thousand eight hundred and eighty, to and in favor of John Macdougall, of the city of Montreal, iron manufacturer, and Edward Oscar Bickford, of the city of Toronto, iron merchant, as trustees, to secure the said bonds, are hereby declared to be legal and valid, and to be and constitute a lien and charge on the said railway and its property and undertaking, in accordance with the Statutes relating to the said two companies so amalgamated as aforesaid, and the terms and conditions of the said indenture of mortgage.

Extension  
Authorized.

3. The Company is hereby authorized and empowered to extend its line of railway from a point at or near Chemong Lake to the village of Bobcaygeon, and thence to the village of Fenelon Falls and to a point of junction with the Victoria Road.

1. The indenture of lease made and executed by the Cobourg, Peterborough and Marmora Railway and Mining Company to the said the Grand Junction Railway Company, bearing date the sixteenth day of July, in the year of our Lord one thousand eight hundred and eighty, and being that portion of the line and property of the said the Cobourg, Peterborough and Marmora Railway and Mining Company, in the said lease described, is hereby declared legal and valid to all intents and purposes, excepting in so far as it may be finally decided in the suit now pending between the Grand Junction Railway and the Midland Railway of Canada, that the said Midland Railway is entitled to any portion of the line or lands embraced in the said lease: Provided always, and it is hereby declared that the said lease is only declared legal and binding subject and without prejudice to the bonds of the Cobourg, Peterborough and Marmora Railway and Mining Company, and that nothing herein contained shall in any wise affect, impair or prejudice the rights of any holder of such bonds.

Lease by  
Cobourg, P.  
and M. railway  
confirmed.

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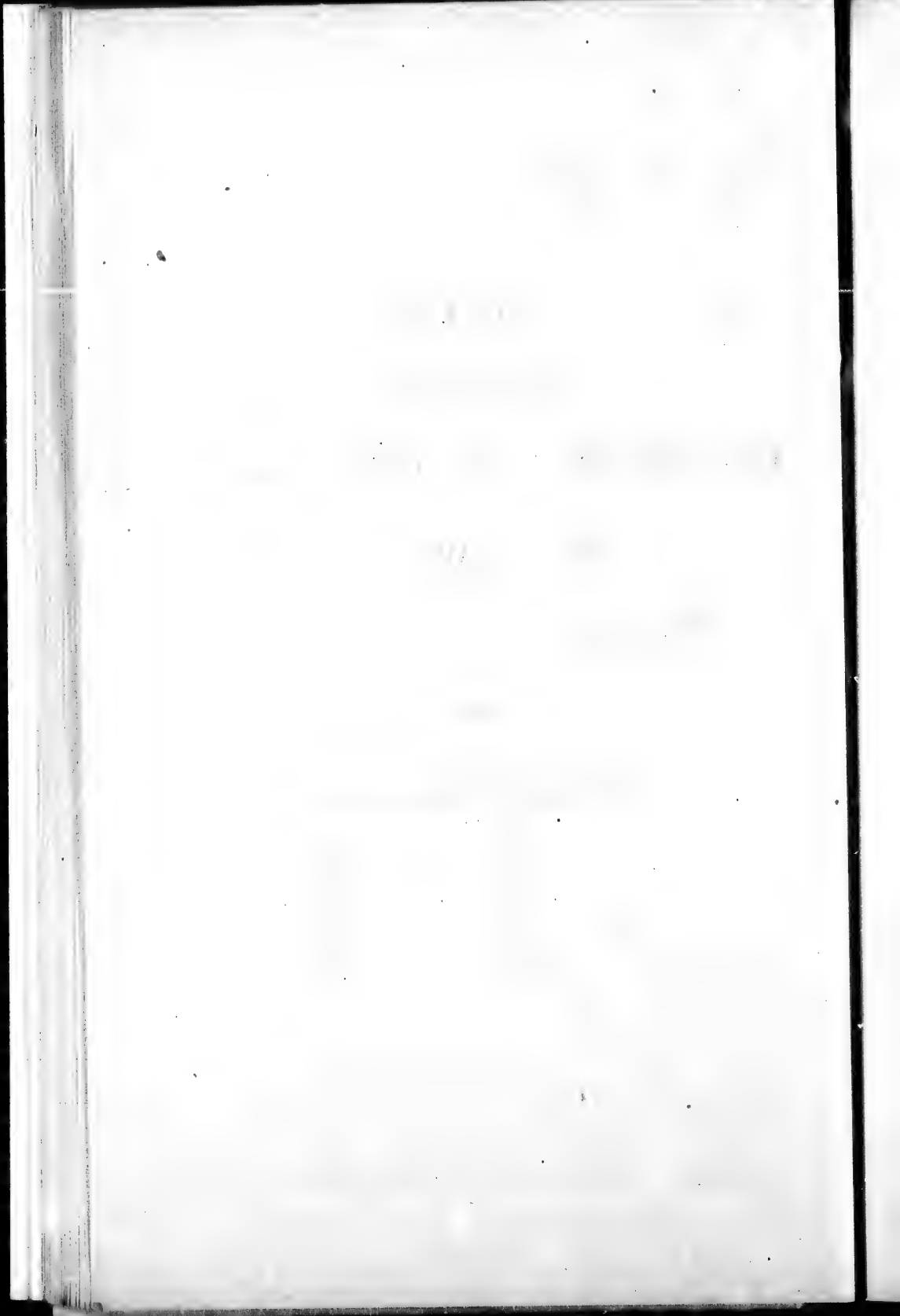
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ACTS  
RESPECTING  
The Belleville and North Hastings  
RAILWAY.

*(Now amalgamated with the Grand Junction.)*

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Ont.	Stat.	37	Vic.,	Cap.	38.
"	"	38	"	"	45.
"	"	39	"	"	50.
"	"	41	"	"	43.
"	"	42	"	"	53.
"	"	43	"	"	50



# An Act to incorporate the Belleville and North Hastings Railway Company.

Ont. Stat. 37 Vic. Cap. 38.

[Assented to 24th March, 1874.]

**W**HEREAS, the construction of a Railway, from some Preamble.  
point on the Grand Junction Railway between Wall-  
bridge's Mills, in the Township of Sydney, and the Village  
of Stirling, to the Village of Madoc, or some point in the  
vicinity thereof, and thence to the Seymour Iron Mine, in the  
Township of Madoc, in the County of Hastings, and thence  
to the Free Grant Districts, in the rear part of the said  
County of Hastings, has become necessary for the develop-  
ment of the resources of the County of Hastings, and the  
country adjacent to that County :

Therefore Her Majesty, by and with the advice and consent  
of the Legislative Assembly of the Province of Ontario, enacts  
as follows :

1. Henry C. Lloyd, A. F. Wood, Hon. Lewis Wallbridge, Incorporation.  
James Brown, M.P., McKenzie Boweil, M.P., Thos. Kelso, R.S.  
Patterson, N. B. Falkiner, S. B. Burdett, Thomas Emo, James  
Archibald, Edmund D. O'Flynn, Peter Vankleek, E. Mills,  
Henry Hogan, B. Furniss, S. B. Mower, J. B. Crosby, Robert  
Duff, W. L. Forsyth, T. Judah, Duncan Robertson, M. Tait,  
C. Bouthillier, R. Kane, G. H. Boulter, M.P.P., and Jas.  
Urquhart, together with such persons and corporations, as  
shall in pursuance of this Act, become shareholders of the said  
company hereby incorporated, are hereby constituted and de-  
clared to be a body corporate and politic by the name of  
"The Belleville and North Hastings Railway Company." Corporate  
name.

2. The several clauses of the Railway Act of the consoli- Certain clauses  
of the Railway  
Act to apply.  
dated Statutes of Canada, and amendments with respect to  
the first, second, third, fourth, fifth and sixth clauses thereof,  
and also the several clauses thereof, with respect to "interpre-  
tation," "incorporation," "powers," "plans and surveys," "lands  
and their valuation," "highways and bridges," "fences," "tolls,"  
"general meetings," president and directors, their election and  
duties," "calls," "shares and their transfer," "municipalities,"  
"shareholders," "actions for indemnity and fines, and penalties,  
and their prosecution," "by-laws, notices, &c.," working of the  
railway," and "general provisions," shall be incorporated with,  
and be deemed to be a part of this Act, and shall apply to  
the said company and to the railway to be constructed by  
them, except only so far as they may be inconsistent with  
the express enactments hereof ; and the expression "this  
Act," when used herein, shall be understood to include the Meaning of  
words "this  
Act."  
clauses of the said Railway Act, so incorporated with this Act

Location of  
line.

3. The said company shall have full power, under this Act, to construct a railway from any point on the Grand Junction Railway, between Wallbridge's Mills, and the Village of Stirling in the County of Hastings, to the Village of Madoc, or some point in the vicinity thereof, and thence to the Seymour Iron Mine, in the Township of Madoc, and thence to the Free Grant Districts, in the rear part of the said County of Hastings, with full power to pass over any portion of the country between the points aforesaid, and to carry the said railway through the crown lands lying between the points aforesaid; the said company may fix any place in the Township of Madoc, as the terminus of their railway, and shall not be bound to construct their railway to the free grant districts, but may hereafter, within the time hereby limited, whensoever they shall deem expedient, extend or construct their railway to the free grant districts.

Gauge.

4. The gauge of the said railway shall be not less than three feet six inches, but may be made wider in the discretion of the directors of the said railway.

Form of con-  
veyances.

5. Conveyances of lands to the said company for the purposes of this Act may be made in the form set out in the schedule "A." hereunder written, or to the like effect, and such conveyances shall be registered by duplicates thereof, in such manner, and upon such proof of execution as is required under the Registry Laws of Ontario; and no registrar shall be entitled to demand more than seventy-five cents for registering the same, including all entries, and certificates thereof, and certificate endorsed on the duplicate thereof.

Registration.

Provisional  
directors.

6. From and after the passing of this Act, the said Henry C. Lloyd, A. F. Wood, Hon. Lewis Wallbridge, Jas. Brown, M.P., McKenzie Bowell, M.P., Thomas Kelso, R. S. Patterson, N. B. Falkiner, S. B. Burdett, Thos. Emo, Jas. Archibald, Edmund D. O'Flynn, Peter Vankleek, E. Mills, Henry Hogan, B. Furniss, S. B. Mower, J. B. Crosby, Robt. Duff, W. L. Forsyth, T. Judah, Duncan Robertson, M. Tait, C. Bouthillier, R. Kane, G. H. Boulter, M.P.P., and Jas. Urquhart, shall be the provisional directors of the said company.

Power of pro-  
visional di-  
rectors.

7. The said provisional directors, until others shall be named, as hereinafter provided, shall constitute the board of directors of the company, with power to fill vacancies occurring thereon; to associate with themselves thereon not more than three other persons, who, upon being so named, shall become and be provisional directors of the company equally with themselves; to open stock books, to make a call upon the shares subscribed therein; to call a meeting of the subscribers thereto, for the election of other directors, as hereinafter provided; and with all such other powers, as under the Railway Act, are vested in such board.

8. The capital of the company hereby incorporated shall be three hundred thousand dollars, (with power to increase the same in the manner provided by the Railway Act,) to be divided into six thousand shares of fifty dollars each, and shall be raised by the persons and corporations who may become shareholders in such company, and the money so raised shall be applied, in the first place, to the payment and discharge of all fees, expenses and disbursements for procuring the passage of this Act, and for making the surveys, plans and estimates connected with the works hereby authorized; and all the remainder of such money shall be applied to the making, equipment and completion of the said railway, and other purposes of this Act, and to no other purpose whatever; and until such preliminary expenses shall be paid out of the said capital stock, the municipality of any County, Town, Township or Village, on the line of such works, may pay out of the general funds of such municipality, its fair proportion of such preliminary expenses, which shall hereafter be refunded to such municipality from the capital stock of the company, or be allowed to it in payment of stock.

Capital stock.

Application of money.

9. On the subscription for shares of the said capital stock each subscriber shall pay forthwith to the directors for the purposes set out in this Act, ten per centum of the amount subscribed by him, and the said directors shall deposit the same in some chartered bank to the credit of the said company.

Ten per cent of the stock to be paid up.

10. Hereafter calls may be made by the directors for the time being as they shall see fit, provided that no call shall be made at any one time of more than ten per centum of the amount subscribed by each subscriber.

Future calls.

11. The said the directors elected by the shareholders may pay or agree to pay in paid up stock or in the bonds of the said company such sums as they may deem expedient to engineers or contractors, or for right of way, or material, plant, or rolling stock, and also, when sanctioned by a vote of the shareholders at any general meeting, for the services of the promoters or other persons who may be employed by the directors for the purpose of assisting the directors in the furtherance of the undertaking or purchase of right of way, material, plant, or rolling stock, whether such promoters or other persons be provisional directors or not, and any agreement so made shall be binding on the company.

Directors may make certain payments in paid up stock or in bonds.

12. As soon as shares to the amount of thirty thousand dollars of the capital stock of the said company shall have been subscribed; and ten per centum thereof paid into some chartered bank having an office in the County of Hastings, which shall on no account be withdrawn therefrom unless for

General meeting for the purpose of election of directors.

the service of the company, the directors shall call a general meeting of the subscribers to the said capital stock, who shall have so paid up ten per centum thereof for the purpose of electing directors to the said company.

Shareholders  
may receive  
interest to be  
charged  
against the  
capital.

**13.** From the date of the first general meeting hereinafter mentioned, during the construction of the said railway, it shall be lawful for the directors to pay to the shareholders interest at a rate not exceeding seven per centum on the amount of the stock paid up, the same to be charged against the capital of the company as and deemed to be a part of the expenses of the construction of the said railway; such interest to be paid half-yearly from the date of the said first general meeting.

Directors may  
accept pay-  
ment in full  
of stock.

**14.** It shall be lawful for the provisional or elected directors to accept payment in full for stock from any subscriber thereof, at the time of subscription thereof, or at any time, before the making of a final call thereon, and to allow such percentage or discount thereon as they may deem expedient and reasonable, and thereupon to issue to each subscriber scrip to the full amount of such stock subscribed.

How meeting  
may be called  
if provisional  
directors neg-  
lect to call the  
same.

**15.** In case the provisional directors neglect to call such meeting for the space of three months after such amount of the capital stock shall have been subscribed, and ten per centum thereof so paid up, the same may be called by any five of the subscribers who shall have so paid up ten per centum, and who are subscribers among them for not less than five hundred dollars of the said capital stock, and who have paid up all calls thereon.

Notice of gen-  
eral meeting.  
Election of  
directors.

**16.** In either case notice of time and place of holding such general meeting shall be given in the *Ontario Gazette*, and in one local newspaper once in each week, for the space of, at least four weeks, and such meeting shall be held in the County of Hastings, at such place therein and on such day as may be named by such notice: At such general meeting the subscribers for the capital stock assembled who shall have so paid ten per centum thereof, with such proxies as may be present shall choose seven persons to be the directors of the said company, and may also make or pass such rules and regulations and by-laws as may be deemed expedient, provided they be not inconsistent with this Act.

Annual meet-  
ings.

**17.** Thereafter the general annual meeting of the shareholders of the said company shall be held in such place in the County of Hastings, and on such days and on such hours as may be directed by the by-laws of the said company, and public notice thereof shall be given at least four weeks previously in the *Ontario Gazette*, and in one local newspaper once in each week.

**18.** Special general meetings of the shareholders of the said company may be held at such places in the County of Hastings, and at such times, and in such manner, and for such purposes as may be provided by the by-laws of the said company. Special general meetings.

**19.** Every shareholder of one or more shares of the said capital stock shall, at any general meeting of the shareholders be entitled to one vote for every share held by him; and no shareholder shall be entitled to vote on any matter whatever unless all calls due on the stock upon which such shareholder seeks to vote shall have been paid up at least one week before the day appointed for such meeting. Scale of votes.

**20.** No person shall be qualified to be elected as such director by the shareholders unless he be a shareholder holding at least ten shares of stock in the company, and, unless he has paid up all calls due thereon. Qualification of directors.

**21.** Any meeting of the directors of the said company regularly summoned, at which not less than four directors shall be present, shall be competent to exercise and use all and every of the powers hereby invested in the said directors. Quorum of directors.

**22.** The said company may receive from any Government, or from any persons or bodies corporate, municipal or politic, who may have power to make or grant the same, aid towards the construction, equipment or maintenance of the said railway by way of bonus, gift, or loan in money, or debentures, or other securities for money, or by way of guarantee, upon such terms and conditions as may be agreed upon. Aid to company from Government, &c.

**23.** Any municipal corporation, or any portion of a municipality, which may be interested in securing the construction of the said railway, or through any part of which, or near which, the railway or works of the said company shall pass or be situate may aid the said company by giving money or debentures, by way of bonus, gift, or loan, or by the guarantee of the municipal corporation, under and subject to the provisions hereinafter contained, which are to be taken as applicable thereto, instead of sections four hundred and seventy-two, four hundred and seventy-three and four hundred and seventy-four of the Municipal Institutions Act: Provided always, that no such aid shall be given, except after the passing of a by-law for the purpose, and the adoption of such by-law by the qualified ratepayers of the municipality or portion of municipality, (as the case may be,) as provided in Municipal Act for the creation of debts. Aid from municipalities.

**24.** Such by-law shall be submitted by the municipal council to the vote of the ratepayers in manner following, namely:— Manner of submitting by laws to ratepayers.

1. The proper petition shall first be presented to the

council, expressing the desire to aid the railway, and stating in what way and for what amount, and the council shall within six weeks after the receipt of such petition by the clerk of the municipality, introduce a by-law to the effect petitioned for, and submit the same for the approval of the qualified voters;

2. In the case of a county municipality the petition shall be that of a majority of the reeves and deputy reeves, or of twenty resident freeholders in each of the minor municipalities of the county, who are qualified voters under the Municipal Act;

3. In the case of other municipalities, the petition shall be that of a majority of the council thereof, or of twenty resident freeholders being duly qualified voters as aforesaid;

4. In the case of two or more minor municipalities or sections of two or more such municipalities, or of two or more such municipalities with a section or sections of one or more minor municipalities forming part of a county municipality, the petition is to be presented to the county council, describing the portions to be grouped, and defining any section by metes and bounds, and shall be that of a majority of each of the councils of such minor municipalities respectively, or of twenty resident freeholders in each of the said minor municipalities, or sections proposed to be grouped, being duly qualified voters as aforesaid.

Aid from portions of county municipalities.

25. Where a portion of the county municipality petitions to aid the railway, it shall be such portion only as shall consist of two or more minor municipalities or sections thereof, through which the line of railway is to be constructed, or which will be benefitted thereby, and such minor municipalities and sections thereof shall lie contiguous; but no minor municipality or section thereof which is subject to a county or other by-law in aid of the same railway shall be thus grouped without the consent of the majority of the duly qualified voters therein, expressed to that end, when voting upon the proposed by-law.

Proceeding on opposing submission of by-law.

Arbitration.

26. In case of aid from a county municipality, or from a grouped portion thereof, twenty resident freeholders of the county or portion comprised in the proposed by-law (as the case may be) may petition the county council against submitting the said by-law, upon the ground that certain minor municipalities or portions thereof comprised in the said by-law would be injuriously affected thereby, or upon any other ground ought not to be included therein: and upon deposit by the petitioners with the treasurer of the county of a sum sufficient to defray the expense of such reference, the said council shall forthwith refer the said petition to three arbitrators, one being the judge of the county court, one being the registrar of the county, or of the riding in which the county town is situate, and one being an engineer appointed by the

Commissioner of the Department of Public Works, for Ontario, who shall have power to confirm or amend the said by-law by excluding any minor municipality or any section thereof therefrom; and the decision of any two of them shall be final; and the by-law so confirmed or amended, shall thereupon at the option of the railway company be submitted by the council to the duly qualified voters; and in case the by-law is confirmed by the arbitrators, the expenses of the reference shall be borne by the petitioners against the same, but if amended, then by the railway company, or the county as the arbitrators may order.

27. In the case of a portion of the county municipality being formed into a group, the by-law to be submitted shall be that of the county, but the rate to be levied for payment of the debentures issued thereunder, and the interest thereon, shall be assessed and levied upon such portions only of the county municipality, and the voting thereon shall be limited to the duly qualified voters in such portions only.

Rate to be levied only on the part of municipality granting bonus.

28. Before any such by-law is submitted, the railway company shall deposit with the treasurer of the municipality a sum sufficient to pay the expenses to be incurred in submitting said by-law.

Railway to make deposit for expenses.

29. The term "minor municipality" shall be construed to mean any town not separated from the municipal county township, or incorporated village situate in the county municipality.

Interpretation of the words "minor municipality."

30. No by-law shall be valid, or shall be submitted to such vote for granting aid to the railway which shall require the levying of a greater aggregate annual rate for all purposes, exclusive of school rates, than three cents in the dollar upon the value of the ratable property in each of the minor municipalities or section affected thereby; but for the purpose of such aid, the amount of the aggregate annual rate to be levied in any such municipality or section, may exceed the two cents in the dollar limited by the Municipal Act.

By-laws to be valid, though the annual rate exceed two cents in the dollar.

31. Such by-law shall in each instance provide:

Provisions of by-law.

1. For raising the amount petitioned for in the municipality or portions of the county municipality, (as the case may be,) mentioned in the petition, by the issue of debentures of the county or minor municipality, respectively, and shall also provide for the delivery of the said debentures, or the application of the amount to be raised thereby, as may be expressed in the said by-law;

2. For assessing and levying upon all ratable property lying within the municipality or portions of the county municipality defined in said by-law (as the case may be) an annual special rate sufficient to include a sinking fund for the repayment of

the said debentures, within twenty years, with interest thereon, payable yearly or half-yearly, or by equal annual instalments of principal and interest; which debentures the respective municipal councils, warden, reeves, and other officers thereof are hereby authorized to execute and issue in such cases respectively: Provided, that in case the sum raised under the authority of such by-law is invested in the capital stock or bonds of the railway company or loaned thereon, the council of the municipality holding such stock or bonds may sell and dispose of the same or any part thereof, and shall in any such case apply the moneys received therefor in payment of the said debentures and interest.

If by-law defeated, limit of time for submitting similar by-law.

**32.** In case the by-law submitted is not approved of, no other by-law which is in substance the same shall be submitted to the voters of the same municipality or portions of the county municipality, until after the expiration of six months from such rejection.

If by-law carried, council to pass the same.

**33.** In case the by-law submitted be approved of or carried by a majority of the votes given thereon, then within four weeks after the date of such voting, the municipal council which submitted the same, shall read the said by-law a third time and pass the same.

and issue the debentures.

**34.** Within one month after the passing of a by-law, the said council, and the warden, reeve, or other officer thereof shall issue or dispose of the debentures necessary to raise the sum mentioned in such by-law, and otherwise act according to the terms thereof.

Corporation may exchange their debentures for those of the townships.

**35.** The corporation of any county municipality shall be at liberty to take the debentures issued by any township in aid of the railway company, and give in exchange therefor to the said township, a like amount of the debentures of the said county, on a resolution to that effect being passed by the county council, but the township municipality shall in such case keep the county municipality fully indemnified against any rate or liability in respect of said debentures.

Trustees for municipal debentures.

**36.** Whenever any municipality or portion of a county municipality shall grant aid by way of bonus or gift to the railway company, the debentures therefor, shall within six months after passing of the by-law authorizing the same be delivered to three trustees to be named, one by the Lieutenant-Governor in Council, one by the said company, and one by the majority of the heads of the municipalities which have granted bonuses; all of the trustees to be residents of the Province of Ontario: Provided that if the said Council shall refuse or neglect to name such trustee, or if the Lieutenant-Governor in Council shall omit to name such trustee within one month after notice in writing to him to

the appointment of the other trustees, the company shall be at liberty to name such other trustee or other trustees; any of the said trustees may be removed and a new trustee appointed in his place at any time, by the Lieutenant-Governor in Council, with the consent of the said company; and in case any trustee die, or resign his trust, or go to live out of Ontario, or otherwise become incapable to act, his trusteeship shall become vacant, and a new trustee may be appointed by the Lieutenant-Governor in Council, with the consent of said company.

**37.** The said trustees shall receive the said debentures or bonds in trust: firstly, under the direction of the company, to convert the same into money; secondly to deposit the amount realized from the sale in some of the chartered banks, having an office in this Province, in the name of "The Belleville and North Hastings Railway Municipal Trust Account," and to pay the same out to the said company from time to time, on the certificate of the chief engineer of the said railway, in the form set out in schedule "B" hereto, or to the like effect setting out the portion of the railway to which the money to be paid out is to be applied, and that the sum so certified for, is in pursuance of the terms and conditions of the by-law, and such certificate is to be attached to the cheques to be drawn by the said trustees; and such engineer shall not wrongfully grant any such certificate under penalty of one hundred dollars, recoverable in any county court by any person who may sue therefor.

Trusts on which debentures are to be held.

**38.** The trustees shall be entitled to their reasonable fees and charges from said trust fund; and the act of any two of such trustees to be as valid and binding as if the three had agreed.

Trustees fees, act of two govern.

**39.** Any municipality which shall grant a bonus of not less than fifty thousand dollars in aid of the said company may stipulate that it shall be entitled to name a director in the said company as the representative of such municipality; and such director shall be in addition to the directors elected by the shareholders, and shall not be required to be a shareholder in the company, and shall continue in office as a director in the said company until his successor shall be appointed by the municipality which he represents.

Municipal directors.

**40.** Any municipality through which the said railway may pass is empowered to grant by way or gift to the said company any lands belonging to such municipality, which may be required for right of way, station grounds, or other purposes connected with the running or traffic of the said railway; and the said railway company shall have power to accept gifts of land from any Government or any person or body politic or corporate, and shall have power to sell or

Company may receive gifts of lands.

otherwise dispose of the same for the benefit of the said company.

Municipalities  
may exempt  
company fr m  
taxation.

**41.** It shall further be lawful for the council of any municipality in which any part of the railway of the company is situate, by by-law specially passed for that purpose, to exempt the said company and its property, within such municipality, either in whole or in part, from municipal assessment of taxation, or to agree to a certain sum per annum or otherwise, in gross or by way of commutation or composition for payment or in lieu of all or any municipal rates or assessments to be imposed by such municipal corporation, and for such term of years as such municipal corporation may deem expedient, not exceeding twenty-one years; and any such by-law shall not be repealed, unless in conformity with a condition contained therein.

Council may  
extend time.

**42.** It shall and may be lawful for the council of any municipality that may grant a bonus to the company, and they shall have full power to extend the time for completion of the works, on the completion of which the said company would be entitled to such bonuses.

Councils may  
contribute  
towards preli-  
minary ex-  
penses.

**43.** It shall be lawful for the council of any township or county municipality interested in the said extension branches, or any of them, and without complying with the requirements of any Act providing for the creation of debts by municipal corporations on behalf of such township or county municipalities, to bear all, or part of the costs, charges, and expenses of, and incidental to, the submission of any by-law to the said qualified voters for granting a bonus to the said company or may give the said company a bonus on account of such costs, charges and expenses; Provided always that no one such bonus shall exceed five thousand dollars.

Municipalities  
may agree as  
to applica ion  
of bonus.

**44.** Whenever any municipality or portion of a municipality shall aid, loan, guarantee or, give money or bonds by way of bonus, to aid the making, equipment, and completion of said extension and branches, or any part or parts thereof, it shall be lawful for the said company to enter into a valid agreement with any such municipality binding the said company to expend the whole of such aid so given upon works of construction, within the limits of the municipality granting the same.

Issue of bonds  
by the com-  
pany.

**45.** The directors of the said company after the sanction of the shareholders shall have first been obtained at any special general meeting to be called from time to time for such purpose, shall have power to issue bonds to any amount not exceeding twelve thousand dollars per mile of railway, to be signed by the president or vice-president of the said company and countersigned by the secretary and treasurer, and under the seal of the said company, for the purpose of raising money

for prosecuting the said undertaking ; and such bonds shall without registration or formal conveyance be taken and considered to be first and preferential claims and charges upon the said undertaking and the property of the company real and personal then existing, and at any time thereafter acquired ; and each holder of the said bonds shall be deemed to be a mortgagee and incumbrancer *pro rata* with all the other holders thereof upon the undertaking, and the property of the company as aforesaid : And provided also further, that in the event at any time of the interest upon the said bonds remaining unpaid and owing then at the next ensuing general annual meeting of the said company, all holders of bonds shall have and possess the same rights and privileges and qualifications for directors and for voting as are attached to shareholders, provided that the bonds and any transfers thereof shall have been first registered in the same manner as is provided for the registration of shares ; and it shall be the duty of the secretary of the company to register the same on being required to do so by any holder thereof.

Rights of  
bondholders  
at annual  
meetings.

46. All such bonds, debentures, mortgages, and other securities and coupons, and interest warrants thereon respectively, may be made payable to bearer, and transferable by delivery, and any holder of any such so made payable to bearer may sue at law thereon in his own name.

Securities may  
be payable to  
bearer.

47. The said company shall have power and authority to become parties to promissory notes and bills of exchange for sums not less than one hundred dollars, and any such promissory note made or endorsed by the president or vice-president of the company, and countersigned by the secretary and treasurer of the said company, and under the authority of a quorum of the directors, shall be binding on the said company ; and every such promissory note or bill of exchange so made shall be presumed to have been made with proper authority, until the contrary be shown ; and in no case shall it be necessary to have the seal of the said company affixed to such promissory note or bill of exchange, nor shall the president or vice-president, or secretary and treasurer, be individually responsible for the same unless the said promissory notes or bills of exchange have been issued without the sanction and authority of the directors, as herein provided and enacted : Provided, however, that nothing in this section shall be construed to authorize the said company to issue any note or bill of exchange payable to bearer, or intended to be circulated as money, or as the notes or bills of a bank.

Company may  
make promissory  
notes, etc.

But not to be  
circulated as  
money.

48. And whereas doubts may arise as to the extent of the powers conferred by the ninth, tenth, and eleventh sections of chapter sixty-six of the Consolidated Statutes of Canada, and it is expedient to remove the same, be it therefore enacted and declared, that the said company shall have power to ac-

Powers to ac-  
quire lands  
quarries, etc.

quire or take, hold or alienate lands for borrowing pits, ballast pits and quarries, and for branch lines, or other access to any such lands, and also for all other purposes mentioned in or intended by the ninth sub-section of the said ninth section of the said Act, as fully in every respect as they may acquire or take, hold and alienate lands for the purpose of constructing their railway, and it shall not be requisite for such lands to have been shown in the map or plan and book of reference of the said railway; and the manner in which the same may be taken and acquired shall be as provided by the Act passed in the thirty-fifth year of Her Majesty's reign, and chaptered twenty-five.

Powers as to  
lands for sta-  
tions, etc.

**49.** Whenever it shall be necessary for the purpose of procuring sufficient lands for stations or gravel pits, or for constructing, maintaining and using the said railway, and in case by purchasing the whole of any lot or parcel of land over which the railway is to run, the company can obtain the same at a more reasonable price, or to greater advantage than by purchasing the railway line only, the company may purchase, hold, use or enjoy such lands, and also the right of way thereto, if the same be separated from their railway, and to sell and convey the same or part thereof from time to time as they may deem expedient.

Power to make  
agreements  
with other  
lines as to  
running  
powers, etc.

**50.** The company shall have power to enter into and make arrangements with the Grand Junction Railway Company and the Grand Trunk Railway Company for running powers over their roads, for the use of docks, wharves, stations, or for any other purpose that may be in the interest of the Belleville and North Hastings Railway.

Commence-  
ment and  
completion of  
railway.

**51.** The said railway shall be commenced within two years, and completed within four years to the village of Madoc, and within five years to the Seymour Iron Mines, and within ten years to some point in the Free Grant Territory in the northern part of the county of Hastings, after the passing of this Act, or else the charter shall be forfeited as regards so much of the railway not completed.

Power to  
acquire land  
on Bay of  
Quinte for  
docks, etc.

**52.** The said company shall have the right to acquire by purchase, or in the same manner that provision is made for acquiring right of way, land sufficient on the Bay of Quinte adjacent to or adjoining the docks at the terminus of the Grand Junction Railway, for the purposes of depositing iron ore, coal, lumber, cordwood and other freight, and the privilege of acquiring water front and constructing wharves and docks on the said Bay of Quinte.

SCHEDULE A.

(See section 5.)

Know all men by these presents, that I (or we) (*insert the name or names of the vendor or vendors*) in consideration of \_\_\_\_\_ dollars paid to me (or us) by the Belleville and North Hastings Railway Company, the receipt whereof is hereby acknowledged, do grant, and convey, and I (or we) (*insert the name of any other party or parties*) in consideration of \_\_\_\_\_ dollars paid to me (or us) by the said company, the receipt whereof is hereby acknowledged, do grant and release all that certain parcel (*or those certain parcels as the case may be*) of land situate (*describe the land*), the same having been selected and laid out by the said company for the purposes of their railway, to hold with the appurtenances unto the said The Belleville and North Hastings Railway Company, their successors and assigns (*here insert any other clauses, covenants or conditions required*); and I (or we) the wife (or wives) of the said \_\_\_\_\_ do hereby bar my (or our) dower in the said lands.

As witness my (or our) hand and seal (*or hands and seals*) this \_\_\_\_\_ day of \_\_\_\_\_ one thousand eight hundred and \_\_\_\_\_

Signed, sealed and delivered }  
in the presence of } L. S.

SCHEDULE B.

Section 37.

CHIEF ENGINEER'S CERTIFICATE.

THE BELLEVILLE AND NORTH HASTINGS RAILWAY  
COMPANY'S OFFICE.

ENGINEER'S DEPARTMENT, A.D. 18

No.

*Certificate to be attached to cheques drawn on the Belleville and North Hastings Railway Municipal Trust Account.*

I, \_\_\_\_\_, chief engineer for the Belleville and North Hastings Railway Company, do hereby certify that the sum of \$ \_\_\_\_\_ is required to be expended in the construction of the portion of the line extending from mile No. \_\_\_\_\_ to mile No. \_\_\_\_\_, and that payment should be made to the company of such amount from the Municipal Trust Account, the same being in pursuance of the terms and conditions of the By-law of the Municipality of the \_\_\_\_\_ of \_\_\_\_\_

An Act respecting the Belleville and North Hastings  
Railway Company.

Ont. Stat. 38 Vic. Cap 45.

[Assented to 21st December, 1874.]

Preamble.

**W**HEREAS the Belleville and North Hastings Railway Company, have by their petition represented that the large bulk of their expected traffic will consist of iron ore, and that their cars with said iron ore will, for a considerable distance, pass over a part of the southerly end of the line of the Grand Junction Railway to the Bay of Quinte for shipment; that the south end of the said Company's Railway passes along Pinnacle Street, in the Town of Belleville; and that the petitioners, fear the traffic of both Companies passing over said street may be attended with inconvenience to all concerned; and have prayed for power to make and construct a line of railway from a point on said Grand Junction Railway, north or south of the crossing thereby of the Grand Trunk Railway to the waters of the Bay of Quinte; And whereas, it is expedient to grant the prayer of the said petition:

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Power to construct branch line from Grand Junction Railway to Bay of Quinte.

1. The Belleville and North Hastings Railway Company shall have the power to construct a line of railway from some point on the Grand Junction Railway, north or south of the line of the Grand Trunk Railway, to the waters of the Bay of Quinte and for the purposes of the said Belleville and North Hastings Railway Company, and of the branch hereby authorized, the said the Belleville and North Hastings Railway Company shall have the right to acquire by purchase or in the same manner that provision is made for acquiring right of way for the said Railway Company by the Act of incorporation thereof or by any other Act applicable thereto, land sufficient on the Bay of Quinte for the depositing of iron ore, coal, cordwood, lumber, and other freight, and also the privilege of acquiring water front on the said Bay of Quinte for the construction of docks and wharves for the purposes of the said Company; and the said line or branch hereby authorized shall be part of the works and undertaking comprised in the said Act of incorporation of the said the Belleville and North Hastings Railway Company, and the provisions of said Act and all Acts which apply to the Belleville and North Hastings Railway Company shall apply to the said line by this Act authorized as aforesaid.

Power to construct a branch line to Bridgewater.

2. The said Belleville and North Hastings Railway Company are hereby empowered to construct a Branch Line of Railway from some point south of Hog Lake on the Main line on the said the Belleville and North Hastings Railway to the village of Bridgewater, in the Township of Elzevier, via the village of Tweed in the Township of Hungerford; and the provisions of all Acts which apply to the main line of the said Belleville and North Hastings Railway Company, shall apply to the Branch Line by this section authorized.

An Act respecting a By-law No, 333, passed by the Corporation of the Town of Belleville.

Ont. Stat. 39 Vic. Cap. 50.

[Assented to 10th February, 1876.]

**W**HEREAS the Corporation of the Town of Belleville <sup>Preamble</sup> have petitioned, praying that an Act may be passed to remove doubts which have been raised as to the legality of a by-law of the said corporation numbered 333, and intituled "A By-law to authorize the granting a bonus of fifty thousand dollars to aid the Belleville and North Hastings Railway Company in constructing their line of railway, and a further bonus of seventy-five thousand dollars to Ario Pardee, of Pennsylvania, and Henry C. Lloyd, of Montreal, to aid and assist them in building smelting works in Belleville, and to raise the said several sums by way of loan and for other purposes," and have by the said petition also represented that it is a matter of importance to the said corporation that said doubts should be removed; And whereas, it is expedient to grant the prayer of the said petition:

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The said by-law passed by the Corporation of the Town of Belleville, and numbered 333, be and the same is hereby confirmed and declared legal and valid to all intents, and for all and every purpose whatsoever, and to be binding on the said town and the ratepayers thereof. <sup>By-law No. 333 of Town of Belleville confirmed.</sup>

2. Nothing in this Act contained shall affect the rights of the parties to any proceeding now pending at law or in equity to quash the said by-law, to carry on the said proceedings for the purpose of recovering, and to recover their costs of such proceedings in the same manner, so far as regards their right to costs, as if this Act had not been passed; Provided that it shall be competent to any party to such proceedings, at any time to procure taxation of such costs, and on payment thereof, before further costs after taxation are incurred, such proceedings shall cease. <sup>Pending proceedings to quash by-law.</sup>

# An Act respecting the Belleville and North Hastings Railway Company.

Ont. Stat. 41 Vic. Cap. 43.

[Assented to th Morch, 1878.]

Preamble.

**W**HEREAS the Belleville and North Hastings Railway Company have, by their petition, asked that the time for the completion of their railway may be extended, and that the bonuses voted in aid of the said road by the Municipalities of the Township of Madoc and the County of Hastings be confirmed, and whereas it is expedient to grant the prayer of the said petition;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

37 Vic., c. 38,  
sec. 51,  
amended.

1. The fifty-first section of the Act passed in the thirty-seventh year of Her Majesty's reign, chapter thirty-eight, intituled, "An Act to incorporate the Belleville and North Hastings Railway Company," shall be, and the same is hereby amended by erasing therefrom the word "four" in the second line of the said section, and substituting the word "five."

By-laws of  
Madoc and  
Hastings  
valid.

2. The by-law number eighty-one passed by the Corporation of the Township of Madoc, granting a bonus of thirty thousand dollars to the Belleville and North Hastings Railway Company, and for the issuing of the debentures therefor to the amount of thirty thousand dollars, to be given by way of bonus to the said Belleville and North Hastings Railway Company by the Municipality of the Township of Madoc, also a certain by-law number three hundred and three, passed by the Corporation of the County of Hastings, intituled, "A By-law to authorize the granting of a bonus to the Belleville and North Hastings Railway Company, to the extent of thirty thousand dollars," and for the issuing of the debentures therefor, to the amount of thirty thousand dollars, to be given by way of bonus to the said Belleville and North Hastings Railway Company by the Municipality of the County of Hastings, be, and the said by-laws and all extensions thereof, are hereby declared legal, valid, and binding upon the said corporations respectively, and all others whomsoever, and that on the completion of said Railway and works mentioned in said by-laws, the said Company shall be entitled to such bonuses; Provided always, if the said Railway is not completed and in running order by the first day of November next, the by-law for the Township of Madoc, granting a bonus of thirty thousand dollars to said Railway, shall lapse, unless the Municipal Council for said Township shall by by-law declare otherwise.

Proviso.

# An Act respecting the Belleville and North Hastings Railway Company.

Ont. Stat. 42 Vic. Cap. 53.

[Assented to 11th March, 1879.]

**W**HEREAS the Belleville and North Hastings Railway <sup>Preamble.</sup> Company have, by their petition, shown that the line of their railway has been completed, and is in running order from its point of commencement at the Grand Junction Railway to the Moor Mine in the Township of Madoc, and doubts have arisen as to whether the provisions of the by-laws passed by the Township of Madoc and by the County of Hastings, and of the Acts relating thereto, and to the said company, have been strictly complied with as to the time of completion of the said railway, and it is expedient to remove such doubts, and to declare such by-laws valid and binding; and whereas, it is also expedient to give to the said company power to amalgamate with the Grand Junction Railway Company, and otherwise to amend the Acts relating to the said company;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. For, and notwithstanding any thing contained in any of the Acts of the Parliament of Ontario relating to the said <sup>By-laws of Township of Madoc and County of Hastings, declared valid.</sup> Belleville and North Hastings Railway Company, and the by-laws in aid thereof passed by the Corporations of the Township of Madoc and the County of Hastings respectively, the said by-laws are hereby declared valid and binding, and the respective bonuses thereby granted to the said company are hereby declared to be payable to the amounts and according to the terms in the said by-laws contained, and the Reeve of the said township, and the Warden of the said county, and the other officers of the said Corporations, are hereby authorized and empowered to make and deliver to the trustees for the municipal debentures appointed under the provisions of the Act incorporating the said company, the debentures for the amount of such bonuses respectively; provided that in substitution for the bonus of thirty thousand dollars, and all interest thereon, pursuant to said by-law of the Township of Madoc, debentures of the said township <sup>Proviso.</sup> shall be issued in lieu thereof to the amount of thirty-seven thousand two hundred dollars, bearing date the fifteenth day of October, one thousand eight hundred and seventy-eight, and payable in twenty years from that date, with interest payable annually in the mean time at the rate of six per cent. per annum, on the fifteenth day of October in each year, at the office of the Bank of Montreal, in the City of Belleville; and the Reeve of the said township is hereby authorized to make and deliver said debentures, with coupons attached, to the trustees aforesaid.

Amalgamation  
with or sale or  
lease to Grand  
Junction Rail-  
way author-  
ized.

2. The said railway company is hereby authorized and empowered to enter into an agreement for the amalgamation of the said company with the Grand Junction Railway Company, or any other Railway Company, or for selling, transferring or leasing its line of railway, or any part thereof, to any such company, together with the property, privileges and franchises belonging to it, or to such part of its line as may be so sold, transferred or leased, on such terms and conditions as may be defined by the agreement under the seal of the said companies entering into such agreement, which shall be ratified and approved of by a majority of the stockholders present, or represented, at a general meeting called for the purpose of considering such agreement, which shall be valid and binding on the several companies entering into the same after such ratification and approval.

An Act respecting the construction of a Branch of the  
Belleville and North Hastings Railway to the  
Village of Tweed.

Ont. Stat. 43 Vic., Cap. 50.

[Assented to 5th March, 1880.]

**W**HEREAS the Corporation of the Township of Preamble.

Hungerford desire to have a branch line of Railway constructed from some point on the line of the Belleville and North Hastings Railway to the village of Tweed in said Township; and whereas the said Corporation by their petition have prayed that they may be granted power to enter into arrangements with the Belleville and North Hastings Railway Company for the construction of said Branch and for the working of said line; and whereas the said Corporation, by their said petition have also prayed for power to construct the said branch, and prepare the same for the rails, the said Belleville and North Hastings Railway Company agreeing to provide the rails and complete and work the Railway, or for power to make such agreement in the premises as may be necessary to accomplish the purpose in view; and whereas it is expedient to grant the prayer of the said petition;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the province of Ontario, enacts as follows:—

1. It shall be lawful for the corporation of the Township of Hungerford to cause to be surveyed a branch line of railway from some point in the Village of Tweed, to some point on the line of the Belleville and North Hastings Railway, and to grade and fit the same in all respects for the rails: Corporation of Hungerford authorized to survey and grade line. Provided, however, that the whole amount to be expended by said Corporation, shall not exceed the sum granted by way of bonus by said Corporation towards the construction of said branch railway. Proviso.

2. It shall be lawful for the said Corporation to enter into arrangements with the Belleville and North Hastings Railway Company, for the doing of the said work, paying them the said sum towards the completion of the said branch, and for the working of the said branch in such manner and on such terms and conditions as may be agreed upon; and the said Railway Company is hereby authorized to enter into such agreement, and to do all acts and things necessary to give the same effect. Corporation authorized to agree with the B. & N. H. Ry. for performance of said work.

3. If the lands required for the said branch are obtained by the said Township Corporation, or by the said Belleville and North Hastings Railway Company, in each and every such case, or whichever way it shall be, the party doing the work and working the said branch shall have all the powers Powers as to taking land.

and be subject to all the liabilities contained in the Railway Act of Ontario, for all purposes connected therewith.

Time for giving  
bond.

4. The bond which it is stipulated in the by-law granting aid to said branch shall be given as in said by-law mentioned, may be given at any time before the expiration of one year from the passing of this Act.

By-law of  
Township of  
Hungerford  
confirmed,

5. The by-law of the Corporation of the Township of Hungerford, entitled "A By-law to provide for aiding and assisting the building of a branch line of railway from the Village of Tweed, in the Township of Hungerford, to some point on the line of the Belleville and North Hastings Railway, by granting thereto the sum of ten thousand dollars, by way of bonus, in debentures of the Township of Hungerford, and to authorize the levying of a special rate for the payment of the said debentures and interest," is hereby declared to be legal and valid to all intents and purposes whatsoever.

Extension of  
time limited  
in By-law.

6. The Township Council of said Township may have power from time to time to extend the time mentioned in said by-law for the commencement and completion of said branch as they may think proper.

3 VICT.

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